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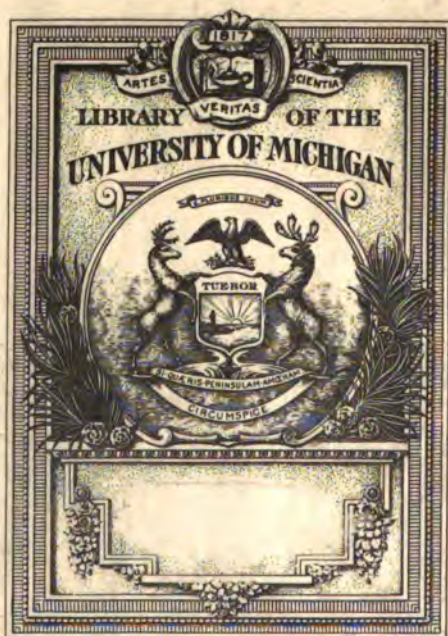
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# JOURNAL

OF THE

## HOUSE PROCEEDINGS

OF THE

# SIXTH LEGISLATIVE ASSEMBLY,

OF THE

## TERRITORY OF OKLAHOMA

BEGINNING JANUARY 8, 1901, ENDING MARCH 8, 1901.

1901.  
STATE CAPITAL PRINTING CO.,  
Guthrie, O. T.





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## OFFICIAL ROSTER.

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### OFFICERS OF THE TERRITORY.

*Governor*—CASSIUS M. BARNES.

*Secretary*—WM. M. JENKINS.

*Attorney-General*—J. C. STRANG.

*Treasurer*—FRANK M. THOMPSON.

*Superintendent of Public Instruction and Auditor*—L. W. BAXTER.

*Oil Inspector*—AMOS EWING.

*Bank Commissioner*—F. J. WIKOFF.

*Superintendent of Public Health*—L. HAYNES BUXTON.

*Adjutant-General*—BERT C. ORNER.

*Secretary of Board for Leasing School Lands*—CHAS. H. FILSON.

*Secretary to the Governor*—FRED L. WENNER.

*Assistant to Secretary*—JAS. J. HOUSTON.

*Delegate to Congress*—DENNIS T. FLYNN.

---

### THE BENCH.

*Chief Justice*—JOHN H. BURFORD.

*Associate Justices*—B. F. BURWELL.

BAYARD T. HAINER.

JOHN L. MCATEE.

CLINTON F. IRWIN.

*Clerk Supreme Court*—BENJ. F. HEGLER.

*United States Attorney*—HORACE SPEED.

*United States Marshal*—C. H. THOMPSON.



## MEMBERS OF THE HOUSE.

Dist.	NAME	POSTOFFICE	COUNTY
1	W. M. Ferguson	Newkirk	Kay
2	James Wilkin	Tonkawa	Kay
3	John A. Oliphant	Perry	Noble
4	Huston A. Thomas	Cleveland	Pawnee
5	James L. Mathews	Stillwater	Payne
6	Wm. H. Scott	Cushing	Payne
7	John Embury	Chandler	Lincoln
8	Robert E. Wood	Shawnee	Pottawatomie
9	B. F. Nisbett	Eason	Cleveland
10	Walter L. Phelps	Norman	Cleveland
11	Chas. G. Jones	Oklahoma City	Oklahoma
12	John W. Comp	Edmond	Oklahoma
13	James W. Hadley	Yukon	Canadian
14	Thomas R. Reid	El Reno	Canadian
15	D. H. Van Kirk	Nesbit	Kingfisher
16	Walter C. Stevens	Hennessey	Kingfisher
17	Silas E. Seeley	Guthrie	Logan
18	Miles Allen	Meridian	Logan
19	Ret Millard	Enid	Garfield
20	Frank R. Rogers	Kremlin	Garfield
21	John H. Decker	Pond Creek	Grant
22	Henry M. Brewer	Deer Creek	Grant
23	August T. Sniggs	Alva	Woods
24	John H. Campbell	Watonga	Blaine
25	Frank Mathews	Mangum	Greer
26	Chas. R. Alexander	Woodward	Woodward

## OFFICERS OF THE HOUSE.

NAME	OFFICE	POSTOFFICE	COUNTY
Walter C. Stevens	Speaker	Hennessey	Kingfisher
C. G. Jones	Speaker pro tem	Oklahoma City	Oklahoma
H. F. Ardery	Chief Clerk	Guthrie	Logan
A. R. Museller	Reading Clerk	Perry	Noble
M. J. Wallace	Sergeant-at-Arms	Taloga	Dewey
J. S. Shoemaker	Chief Eng. & Enr. Clerk	Enid	Garfield
Geo. W. Vickers	Messenger	Alva	Woods
G. W. Cohagan	Chaplain	Guthrie	Logan
George B. Roberts	Secretary to the Speaker	Kingfisher	Kingfisher





# HOUSE JOURNAL.

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Proceedings of the House of the Sixth Legislative Assembly of  
the Territory of Oklahoma.

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## FIRST DAY.

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Guthrie, Oklahoma Territory,  
Tuesday, January 8th, 1901.

This being the day fixed by law for the convening of the Legislative Assembly, and the hour of 2 o'clock p. m. having arrived, those declaring themselves elected members of the House of Representatives of the Sixth Legislative Assembly, of the Territory of Oklahoma, met in the hall provided by the Secretary of the Territory, and designated as "Representative Hall."

Charles G. Jones, declaring himself to be a member-elect of said body, called the House to order, and, as a preliminary, moved the election of Thomas R. Reid, of Canadian County, as temporary Chairman, who was unanimously elected.

John Embry, of Lincoln County, was elected Secretary.

Thereupon the Chairman declared the temporary organization of the House of Representatives to be complete and perfected.

As provided by law, a committee of five members was appointed as a Committee on Credentials, as follows:

Jones, Campbell, Wilkin, Mathews, of Greer, and Scott.

On motion of C. G. Jones a recess of twenty minutes was taken.

The limit of recess having expired, the House was called to order by the temporary Chairman.

The Committee on Credentials made the following report:

Mr. Chairman:

We, your Committee on Credentials, respectfully submit the following report:

That the persons herein named have filed certificates of election as members of the House of Representatives of the Sixth Legislative Assembly, for each district, as set opposite their names, which certificates, being regular on their face, we find the persons named to be entitled to seats in this House as members thereof under such certificates:

W. M. Ferguson, First District.

James Wilkin, Second District.

John A. Oliphant, Third District.

Huston A. Thomas, Fourth District.

James L. Mathews, Fifth District.

Wm. H. Scott, Sixth District.

John Embry, Seventh District.

Robert E. Wood, Eighth District.

B. F. Nisbett, Ninth District.

Walter L. Phelps, Tenth District.

Charles G. Jones, Eleventh District.

John W. Comp, Twelfth District.

James W. Hadley, Thirteenth District.

Thomas R. Reid, Fourteenth District.

D. H. VanKirk, Fifteenth District.

Walter C. Stevens, Sixteenth District.

Silas E. Seeley, Seventeenth District.

Miles W. Allen, Eighteenth District.

Ret. Millard, Nineteenth District.

Frank R. Rogers, Twentieth District.

John H. Decker, Twenty-first District.

Henry M. Brewer, Twenty-second District.

August T. Sniggs, Twenty-third District.

John H. Campbell, Twenty-fourth District.

Frank Mathews, Twenty-fifth District.

Charles R. Alexander, Twenty-sixth District.

Also reported a protest filed by Jesse C. Wails against Walter L. Phelps for the seat in Tenth District.

Signed:

C. G. JONES,  
J. H. CAMPBELL,  
JAS. WILKIN,  
FRANK MATHEWS,  
WM. H. SCOTT.

On motion, report of committee was adopted.

Whereupon, the oath of office was administered by Chief Justice Burford to all the members of this Assembly.

The selection of the permanent organization was then taken up and declared to be in order.

C. G. Jones nominated Walter C. Stevens for Speaker.

Robert E. Wood nominated James Mathews.

Roll call resulted as follows:

Stevens received 15 votes, Mathews 10.

Mr. Stevens received a majority of the votes of the Assembly and was declared elected Speaker.

The oath of office was administered to Mr Stevens as Speaker by Chief Justice Burford.

Mr. Reid nominated C. G. Jones as Speaker pro tem.

Frank Mathews nominated Robert E. Wood.

Roll call resulted in C. G. Jones receiving 16 votes, and Robert E. Wood 10 votes.

C. G. Jones nominated H. F. Ardery for Chief Clerk.

There being no other nominations the rules were suspended, and Mr. Ardery was unanimously elected Chief Clerk.

C. G. Jones nominated M. J. Wallace for Sergeant-at-Arms.

There being no other nominations the rules were suspended, and Mr. Wallace was declared the unanimous choice for Sergeant-at-Arms.

C. G. Jones nominated J. S. Shoemaker for Chief Enrolling and Engrossing Clerk.

There being no other nominations the rules were suspended, and Mr. Shoemaker was declared duly elected.

Mr. Jones nominated George W. Vickers as Messenger.

James W. Hadley nominated G. W. Miller.

Roll call resulted in Vickers receiving 16 votes, and Miller received 10.

George W. Vickers was declared duly elected.

C. G. Jones nominated L. Winn for Watchman.

Miles W. Allen nominated Samuel Shore.

Roll call resulted in Winn receiving 14 votes and Shore 12 votes.

Winn having received the majority of the votes was declared duly elected Watchman.

C. G. Jones nominated the Rev. Cohagan for Chaplain, who was elected by acclamation.

On motion the House adjourned until Wednesday, January 9th, 1901.

Approved January 9th, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.



## SECOND DAY.

---

Guthrie, Oklahoma Territory,  
Wednesday, January 9th, 1901.

The House convened, pursuant to adjournment, with the Speaker in the chair, at 9 o'clock A. M.

Prayer by the Chaplain.

The roll was called and all members were present except Mr. Phelps, Mr. Reid, Mr. Sniggs, and Mr. Mathews, of Payne.

On motion of Mr. Jones, the Speaker appointed Messrs. Jones, Alexander, Reid, Hadley, and Mathews of Greer, as a Committee on Rules and Order of Business.

Mr. Jones moved the adoption of the rules of the Fifth Legislative Assembly, until otherwise ordered.

The motion prevailed.

Mr. Jones moved that the Chair appoint a committee of three (3) members to act with a like Committee of the Council, to notify the Governor that the Sixth Legislative Assembly was ready to receive any message from him.

The motion prevailed.

The Speaker appointed Messrs. Jones, Alexander and Wood.

Mr. Hadley reported that Mr. Mathews of Payne was sick.

Nominations of candidates for minor House officers were declared open.

Mr. Jones nominated the following named persons for the respective named positions, who were elected:

I. F. Norris, Assistant Watchman.

J. B. Russell, First Assistant Chief Clerk.

Thomas W. Crowley, Assistant Chief Clerk.

A. L. H. Street, Assistant Clerk.

J. E. Carson, First Assistant Sergeant-at-Arms.

J. A. Nichols, Second Assistant Sergeant-at-Arms.

John Ewing, Chief Janitor.

E. R. Baker, First Assistant Chief Janitor.  
 Joseph Sharpe, Second Assistant Chief Janitor.  
 J. H. Claborn, Third Assistant Chief Janitor.  
 B. F. Jackson, Committee Room Janitor.  
 L. O. Harper, Page.  
 Percy Welch, Page.  
 Coy Watkins, Page.  
 Harry Gilman, Page.  
 H. Nailor, Page.  
 Dick Cassel, Page.

Mr. Jones moved that a committee of three (3) be appointed by the Speaker to receive and examine all candidates for positions on the Enrolling and Engrossing force, and report to the Speaker.

Mr. Alexander moved as an amendment that the committee report to the Republican caucus, which motion prevailed.

On motion of Mr. Seeley, the committee was increased to five (5).

Mr. Speaker appointed Messrs. Jones, Alexander, Reid, Millard and Scott.

Mr. Oliphant moved the appointment of a committee of three (3) on Joint Rules, to act with a like committee from the Council, which motion carried.

The Speaker appointed Messrs. Oliphant, Campbell and Allen.

The minutes of January 8th were read, amended and approved.

Mr. Alexander moved the appointment of a committee of five (5) on mileage. Motion prevailed.

Mr. Speaker appointed Messrs. Alexander, Ferguson, Millard, Thomas and Nisbett.

Mr. Reid asked for leave of absence for Mr. Phelps who was unavoidably detained away.

#### MESSAGE FROM THE COUNCIL.

Mr. Speaker:

We are directed by the Council to inform the House that the Council is now duly organized and ready for the transaction of business.

Signed:

SIDNEY CLARKE,  
 E. DUFFY,  
 F. L. WINKLER,  
 Committee.

## MESSAGE FROM THE COUNCIL.

Mr. Speaker:

You are hereby notified that a committee of three (3), consisting of Messrs. Miller, Messall and Todd, has been appointed to act with a like committee from the House to notify the Governor that the Council is now organized and ready for business.

THOS. KEARSE,  
Chief Clerk.

Mr. Jones reported the committee to notify the Governor had discharged their duty and that the Governor would deliver his message in person at 2 o'clock P. M., January 9th, 1901.

On motion of Mr. Hadley, the House adjourned until 1:30 P. M.

## AFTERNOON SESSION.

At 1:30 P. M. Speaker Stevens called the House to order.

## MESSAGE FROM THE COUNCIL.

Mr. Speaker:

The committee has adopted the following resolutions:

Resolved, By the Council, the House concurring therein, that there be a joint session of both Houses of the Legislative Assembly at 2 o'clock P. M., January 9th, 1901, for the purpose of receiving the message of the Governor.

THOS. KEARSE,  
Chief Clerk.

On motion of Mr. Jones the House concurred in Joint Resolution No. One (1).

At 2 o'clock P. M., the Legislative Assembly met in joint session with President Bellamy in the chair.

The Governor, Territorial officials and members of the Supreme Court were present.

The President of the Council introduced Governor Barnes who read his message to the Sixth (6th) Legislative Assembly, after which the joint session adjourned, and Speaker Stevens convened the House in session.

## Governor's Message to the Sixth Legislative Assembly of Oklahoma.

---

To the Sixth Legislative Assembly:

Gentlemen: For a comprehensive and complete statement of the development and progress as well as industrial, social and commercial conditions prevailing in Oklahoma, I submit copies of my annual reports to the Honorable Secretary of the Interior for the years 1899 and 1900.

For detailed information concerning the financial condition of the Territory, the revenues and expenditures, general and specific, the status of the various branches of territorial administration, your attention is respectfully called to the several reports submitted herewith, in printed form as required by law, made by the Territorial Officers, Boards of Regents, and those charged with the execution of the laws of the Territory, which I confidently believe will be found to contain each and every transaction of interest to your honorable body or to the people of the Territory.

In submitting these reports I beg to call your especial attention to the great pains and care taken to lay before you the exact condition of each and every branch of the public service, and I especially and earnestly urge that your respective Houses will through its regular or special committees examine the books and vouchers of the various offices and verify the correctness of said reports. Every facility will be cheerfully granted for such examination, and all aid possible will be given to any investigation and research that may be desired by your honorable Houses, by your committees or by individual members of either House.

The prosperous conditions which I had the honor and pleasure of reporting to the Fifth Legislative Assembly it is gratifying to note have continued even to a greater degree during the past two years, and this aided by a wise and patriotic administration of our general government has brought to our people a contentment and happiness not excelled anywhere on earth.

## STATEHOOD.

The remarkable progress and rapid development of the Territory and the prosperous conditions referred to suggest the question of statehood. In my judgment this question should be approached with a careful consideration of the responsibilities and burdens that will become obligations from which our people cannot withdraw nor escape should adverse conditions arise making it desirable to do so, as well as that of the alluring advantages to be derived as a commonwealth with equal political rights and privileges as the States about us.

Two bills are now pending in Congress looking to the passage of an Act to enable Oklahoma to become a state, one in the Senate introduced by Senator Fairbanks and one in the House by Delegate Flynn, which should be carefully read in connection with a consideration of this subject. The pendency of these bills in Congress, it seems to me, is a sufficient reason why the people of Oklahoma should seriously consider and give voice to their wishes and desires concerning a matter of so great importance to their present and future welfare.

I am firmly convinced that a large majority of our people believe that the Indian Territory lying to the east and south of Oklahoma will eventually become a part of the future State of Oklahoma, and in my judgment the people of both territories would ever be better pleased and affiliated with each other if they could start together and participate equally in forming the constitution and laws under which not only ourselves but our children and our childrens' children for generations to come must live together sharing the blessings of the institutions which will be rapidly formulated, established and located, as well as the burdens of taxation and indebtedness which is sure to be created in furtherance of plans for independence and equality of conditions; but whether it is the wish of our people to await the manifest advantages of joint statehood until such time as the present chaotic and confused conditions in the Indian Territory shall be composed and the people of that territory are prepared to accept statehood in common with us is a question which should be and must be determined by and for ourselves.

Your honorable body, fresh from the people, will be able to more correctly determine and faithfully represent their wishes and best interests and their future as well as immediate welfare than any convention ever before assembled in the Territory, and I earnestly recommend to you a careful consideration of the question in all its bearings and consequences and that your final and best judgment may be expressed in the form of a joint memorial to the Congress of the United States and to which I pledge my earnest and cordial concurrence and endorsement.



### THE TERRITORIAL TREASURER

submits a flattering statement of the condition of territorial finances to which I call your attention with a good bit of pride and satisfaction because it is incontrovertible evidence of the careful and conscientious administration of the financial affairs of the Territory.

A careful examination of the books, records, stubs, checks and bank accounts of this office was made by a committee appointed by the Governor in February 1900, said committee being composed of gentlemen enjoying the confidence of our people for high character, integrity and ability to as great a degree as any in the Territory, and to their report I invite your especial attention in connection with the subject matter. The system of able and accurate accounting and care of the public funds found by said committee to be in operation in that office has been scrupulously maintained, and I venture to say that no better results can be shown by any state in the Union.

Our laws fix the amount of security to be given by the Territorial Treasurer at \$50,000.00, with a provision that additional security may be required by the Governor in his discretion. Under this latter provision I required the Treasurer to give a bond in the sum of one hundred thousand dollars, which he did with as solvent and sound personal sureties as reside in the Territory, at the commencement of his present term of office. Subsequently, as increased receipts and revenues came into his hands, it was deemed advisable to require an additional bond to be given with corporate security in the sum \$200,000. After much investigation it was found that in the absence of territorial law designating bank depositaries of public funds corporate surety companies declined to assume liability for territorial funds while deposited in banks, and the Treasurer filed a bond for \$200,000 with the United States Fidelity and Guarantee Company, of Baltimore, Md., as surety guaranteeing funds only while in immediate custody of the Treasurer, which was approved by me and deposited in the office of the Territorial Secretary.

This bond cost the Treasurer a considerable sum of money for premium, which, in my judgment, should be reimbursed to him by the Territory, and provision should be made by which the Treasurer shall be supplied with suitable office, with fire and burglar proof safes and vaults for the safe keeping of his books and funds, or a system of deposit in banks authorized by law, which will relieve him of personal liability for funds so deposited.

Since the filing of additional bond with corporate security as above stated, the Treasurer has kept the public funds on deposit in National Banks that are designated depositaries of the United States.

The Treasurer's report shows on hand to the credit of the Public Building Fund, \$125,212.52.

This amount is immediately available for the erection of such public buildings as the legislative assembly in its wisdom may designate, with the exception of a capitol building, which is prohibited by Act of Congress approved April 17, 1900, which provides "That said legislative assembly (Oklahoma) shall not make any appropriation or enter into any contract for a capitol building."

I beg leave to suggest that in case no provision is made for the use of this fund in the near future, you will provide by law for its safe investment in reliable interest bearing securities.

The Common School fund has to its credit the sum of \$119,395.95, which will be distributed to the various common school districts in the near future under existing laws.

The following balances on hand as shown by the report should be transferred by act of your assembly to the general revenue fund and applied to the reduction of the warrant indebtedness of the Territory, to-wit:

Bank Commissioner fees fund, .....	\$1,975.00
Insurance license and fees fund, .....	7,800.00
Conscience Money fund, .....	42.00
Interest on daily balances fund, .....	7,242.10
Statute and Session Laws fund, .....	95.50

and future revenues from these sources should be carried direct to the general revenue fund. The balance on hand to the credit of the land lease interest fund should also be transferred or otherwise distributed by law to its appropriate use.

An examination of the work done in the Treasurer's office is convincing evidence of the imperative need of provision for some clerical assistance and more adequate office facilities for the transaction of this important branch of the territorial service.

### AUDITOR'S REPORT.

The Auditor's report is a detailed statement of warrants issued in payment of various expenditures as authorized by law, and of warrants redeemed by the Treasurer and canceled. An examination of this report together with that of the Territorial Treasurer exhibits a gratifying increase of territorial revenues for general purposes and the continued and equally gratifying economy of administration of territorial affairs.

A summary of revenues collected and collectable for the years 1899 and 1900 is as follows:

Collections from tax for 1899, .....	\$ 201,585.55
Collection from tax for 1900 available in January and June 1901, .....	228,245.85
<hr/>	
Total .....	\$ 429,831.40
Total warrants issued account	
General purposes 1899, .....	\$193,169.43
General purposes 1900, .....	138,096.02
<hr/>	
	\$331,265.45
<hr/>	
Showing a gain of .....	\$ 98,566.05

To this sum might be added the amounts heretofore reported as properly transferrable to the general fund, about \$20,000, and from this should perhaps be deducted amount of accounts now pending and not paid because of deficiency in appropriation amounting to about the same sum; from which it appears that when the revenues for 1900 are collected there will have been a surplus of revenue over expenditure for the biennial period ending December 31, 1899, of about \$100,000, of which the interest on outstanding warrants will absorb about \$45,000, leaving a net gain of \$50,000 to apply to a reduction of outstanding warrant indebtedness. This is the first biennial period in the history of the Territory that we have not experienced a casual deficit occasioned by greater expenditure than revenues received.

#### REVENUE ASSESSMENT AND LEVY AND EQUALIZATION OF TAXATION.

The amendment to the laws relating to the above subjects made by the Fifth Legislative Assembly seem to have operated satisfactorily to the people.

The new system of equalization is, however, not sufficiently elastic to enable the Board to always do exact justice between classes of property in different counties where estimates of values by assessors greatly differ. This would in a degree be corrected and the work of the Board of Equalization would be greatly facilitated if the law which was I think inadvertently repealed and which provided for an annual meeting at the Auditor's office by the various county assessors and for the preparation by them of a uniform schedule of valuation by which all assessors should be governed in making assessment, should be reenacted and restored to the statutes of the Territory. The litigation pending at the last session of the legislature in regard to the powers of the Board to equalize taxes between

the several counties has been happily terminated by decision of the Supreme Court of the United States in favor of the contention of the Attorney-General, and the delinquent counties have all settled and paid to the Territory the amounts due from them that was in dispute.

In this regard I again call your attention to the crude, indefinite and inadequate provisions of the law requiring an accounting and settlement by county collectors with the territorial officers for territorial taxes. The Treasurer's report shows quite a large sum due from the several counties, and there is no means of ascertaining whether collectors have collected and withheld the money from the treasury or whether they have failed to collect after diligent effort so to do.

I renew my suggestion that provision be made that will enable the territorial officers to compel a complete and final settlement with county collectors at least once in each year and provide for necessary relief to county treasurers and sheriffs for such charges against them as are shown to be delinquent and not collectable.

In view of the large number of corporations being formed under our general incorporation law and the sure prospect of many of the franchises secured thereunder becoming very valuable to the incorporators, I suggest the advisability of requiring official reports of the business done by corporations to which franchises are accorded and the ascertainment of value of such franchise to the end that it may be placed upon the tax rolls and bear its fair share of the public burden.

### SCHOOL LANDS.

The report of the Secretary of the Board for leasing school lands is replete with information bearing upon the laws, rules and regulations governing the leasing of public lands in Oklahoma, and it is a sincere pleasure to note the valuable results to the school and public building funds secured to the Territory, together with the generally satisfactory relations existing between the Board and the large number of good citizens leasing the lands.

Especially do I invite your attention to the system of bookkeeping in operation in the office of the Secretary under which the checks and balances are so arranged that errors if made are readily discovered and easily corrected.

The funds arising from rental of these lands have been scrupulously cared for and turned over to the Territorial Treasurer for distribution and expenditure as provided by law after deducting the amounts necessarily expended for the reasonable and economical expenses of the office. In my judgment the administration of this important branch of territorial service is beyond just criticism, and merits the approval of your honorable body and of our citizens generally.

This branch of service is, however, operated under an Act of Congress granting authority to the Board which was only intended to be temporary and to be in effect until the legislative assembly should enact laws governing the leasing of the public lands, and for the care, custody and proper distribution of funds arising therefrom. It is earnestly hoped that the close of this session will witness the enactment of a wise and beneficent measure governing this branch of service which will be equally fair and just to the lessees and to the Territory.

I commend to your careful consideration the suggestions of the Secretary of the Board in regard to needed legislation, believing that they will meet your cordial concurrence and approval.

### THE CAMP SUPPLY RESERVATION

In Woodward County has nearly all been sold by the National Government to private parties, only a few acres remaining the property of the government, upon which the once beautiful and commodious buildings are situated. These buildings have, however, been so long abandoned and unoccupied that they are useless and not habitable for any purpose without the expenditure of a large amount of money. It might possibly be practicable to utilize them for purposes of a soldier's home or a reformatory if Congress would donate the property to the Territory. I suggest that provision be made for a careful inspection and report of the condition of this property at once, to the end that you may memorialize Congress in regard to a satisfactory disposition of what is left of it.

### PUBLIC SCHOOLS.

Your attention is invited to the report of the Superintendent of Public Instruction, which is submitted herewith, from which it appears that about one-fifth of the children of school age in Oklahoma do not attend any public school, and that the average daily attendance at all the public schools is only a little over two-thirds of the total enumeration. Some reason may perhaps be found for these apparent delinquencies from the fact that distribution of the very large fund arising from leasing of school lands is based upon the enumeration made by county officials. The laws should be amended so as to provide for such distribution upon a basis of actual average attendance in the several school districts.

I cannot too strongly call your attention to conditions prevailing in the Kickapoo district where a large and contiguous body of land has been reserved for school purposes and is occupied by renters whose resources are so limited that it is impossible to support and maintain schools without some legislation to aid them. Some

remedy should be devised by your honorable body to grant speedy and sure relief, and to restore these people to their rightful participation in the benefits of our free school system.

### THE UNIVERSITY.

A comprehensive report of the progress and condition of this valuable institution is herewith submitted, showing the revenues and expenditures as well as its needs for future advancement.

I concur in the request of the Board of Regents for provision for additional room and substantial betterments, which are absolutely essential to its successful progress. Valuable geological researches have been made under the auspices of the University during the past year as authorized by law of 1899, but as the report thereof is voluminous the same has not been printed, awaiting your specific provision for the same. The manuscript is now on file in the executive office.

### THE NORMAL SCHOOLS.

The Normal School at Edmond and the Northwestern Normal School at Alva have made satisfactory progress during the past two years, and a careful observation of methods of management, the aims and objects and the attainment of these schools convinces me that they are doing invaluable service for the educational interests of Oklahoma, and I am firmly of the opinion that everything possible to be done to promote their efficiency should be provided by the enactment of needful legislation.

The wisdom of the establishment of the Northwestern Normal at Alva and the erection of a suitable school edifice has, I think, been demonstrated by the gratifying results already attained by that school, and I earnestly hope that your honorable body representing a great people aspiring to all the rights and privileges of a great state will take such steps for the adjustment of the debt created for the erection and equipment of this building as will be creditable alike to the people and to their high aspiration.

### THE AGRICULTURAL AND MECHANICAL COLLEGE.

Your attention is directed to the very complete and careful reports of the Board of Regents and of the President of this institution.

Under the law passed by the assembly of 1899 two new and handsome buildings have been erected and are now occupied for the purposes of this school.

I commend to your careful consideration the recommendations of the Board for additional facilities.

### THE LANGSTON AGRICULTURAL AND NORMAL UNIVERSITY.

The enactment of 1899 transferring fifteen thousand dollars from the accumulated Morrill fund in the treasury of the Agricultural and Mechanical College at Stillwater was approved by an Act of Congress, and the money was paid over to the Langston Board and has been providently expended for equipment for the Langston school.

The report of the President of the Board of Regents is submitted herewith, and contains full information and estimates of needed revenues to insure its reasonable advancement, to all of which I invite your careful consideration.

The benefits derived by our people from this school are second to none in the Territory, and every inducement and encouragement practicable should be accorded to expand and enlarge its beneficent influences.

### DEAF, DUMB AND BLIND.

The home and school for the deaf mutes has been entirely successful, and is a creditable institution to the Territory.

Your attention is called to the report of the Superintendent, as well as to that of the Board of Education having supervisory jurisdiction. The revenues provided for this charity are not quite sufficient to meet the growing demands made upon it, and a slight increase will be found to be judicious and necessary.

No contract has been made for the care of the blind, and the limited number of persons in the Territory entitled to the protection of the general public has made it impolitic to execute a contract under which an institution could be established. There are, however, a number of blind in the Territory, as shown by schedule, who are entitled to, and should receive the sheltering care and education intended to have been provided by existing law. No doubt a careful revision and amendment of this law would make it practical and beneficial for the Territory to assume the obligation for the care and education of unfortunates, which the people are more than willing should be done.

Under tax levy made to carry out the purposes of the existing law there is now in the treasury the sum of \$6,761.79.

### ATTORNEY-GENERAL.

The report of the Attorney-General includes a resume of the litigation in which the Territory was a party.

No case of far-reaching importance is pending at this time, but the multiplied cases of lesser import and the constant research and correspondence required in the execution of the duties of his office suggest the need of provision for clerical and stenographic assistance, for which no provision has yet been made, and at times the aid of additional counsel in the preparation and trial of cases to the end that the interests and welfare of the Territory may be suitably protected and defended. I cordially concur in the recommendations made by the Attorney-General for increased facilities and additional furniture.

### THE BANKING LAW.

The new banking law enacted in 1899 has proven of much more value and benefit to both the banking interests and to the Territory than was the one repealed. Some modification and amendment, however, seem to be desirable, and your attention is called to the report made by the Commissioner and the recommendations made by him as the result of careful observation and experience of a thoroughly capable officer.

There has recently come to my notice some indication of irregularity in the reports of the late Commissioner, and the same is now under investigation by the proper authority and when definitely ascertained correction will be demanded and enforced.

The exhaustion of appropriation for contingent expenses of this office prior to the appointment of the present Commissioner makes necessary an appropriation for a small deficiency, which I beg to recommend to your favorable consideration.

### OIL INSPECTION.

The law enacted in 1899 for the protection of the people from dangerous, crude and low grade oils and kindred illuminating and heating fluids was so uncertain and indefinite in its provisions as to have been practically of little or no benefit. Injunction against its operation was speedily obtained in the courts, and expensive litigation has been avoided in the hope that your honorable body will be able to give the same your careful consideration and remedy the existing condition by the enactment of clear and definite provisions which will facilitate legitimate commercial interests as well as protect the people from imposition.



### TERRITORIAL LIBRARY.

I transmit for your inspection the report of the Territorial Librarian, detailing the condition of library and funds.

The importance and usefulness of this library to those having business with the courts is beyond question, and I trust that liberal provision will be made for its maintenance and expansion.

### HISTORICAL SOCIETY.

A valuable report of the progress of the Historical Society will be found among others submitted for your consideration.

I believe a reasonable appropriation in aid of the purposes of this society will be found to be justifiable, provided its expenditure is carefully defined and proper regulations adopted governing its management.

### TERRITORIAL BOARD OF HEALTH.

The general hygienic and health conditions in Oklahoma continue to be satisfactory. Smallpox of a very mild type and with few fatalities has existed to some extent in nearly every county, but the county commissioners and county boards of health have been diligent and energetic in protecting the people from a spread of the malady, and it is now mostly stamped out of existence in nearly every part of the Territory.

The voluminous report of the Superintendent is herewith submitted, inviting your especial attention and consideration to the suggestions made as a result of extended experience in the important matter involved.

### DENTISTRY AND PHARMACY.

Your attention is called to the reports made by the proper officers of these associations, which are herewith submitted for your consideration.

### NATIONAL GUARD.

The first regiment Oklahoma National Guard is under good organization and capable commanders. The policy of the Territory in encouragement of the esprit-de-corps has been of great benefit to our young men upon whom the Territory and the country must rely for the maintenance of good order and the enforcement of the civil laws in times of turbulence and disorder.

A full report of the organization and of the two last annual encampments and of the aid needed to make it more perfect and insure the benefits desired, made by the Adjutant-General, is herewith submitted.

As the work done by the officers and men of the National Guard is purely voluntary I command to your careful consideration the suggestion of the Adjutant-General that provision be made for reasonable aid to companies for the proper care and custody of the public property placed in their charge.

The general government provides liberally for the equipment of our National Guard, and it is a duty and responsibility that should not be overlooked or neglected that the Territory should carefully provide for its protection. Reasonable provision should also be made for expenses incurred by the commanding officer in behalf of good service under direction of the Commander-in-Chief and for suitable compensation to officers who may be ordered upon court martial or other necessary public service, not including active service in times of war or in quelling public disturbance, which is already amply provided for.

#### IN AID OF IMMIGRATION.

In my former message to the legislative assembly I reported the effort made by the executive to suitably represent the resources and conditions of Oklahoma at the Omaha Exposition, held in 1898, and beg to ask your attention again to that report.

The last assembly in conformity to my recommendation made appropriation of an amount of money which perhaps seemed to it to be sufficient to reimburse parties for the moneys advanced to me to make our exhibit successful and beneficial to our people. Upon careful auditing of such expenses, however, it was found that the appropriation was deficient, and the vouchers and accounts were filed in the office of the Territorial Auditor showing a small amount still due and unpaid to the counties and the several railroad companies who had kindly aided us in this enterprise undertaken solely in the public welfare.

I earnestly request your examination of this matter, and that you will make suitable provision for the payment of the remaining obligation to those who aided us with a public spirit which cannot be too highly commended.

The general government, the State of Missouri and the citizens of St. Louis have made very large provision for the holding of a great exposition in St. Louis in the year 1903, in celebration and honor of the acquirement by the United States of the lands known to history as the Louisiana Purchase. Our contiguity to St. Louis, our railroad connections and commercial relations with this great western metropolis and our general business interests suggest a wise provision by your honorable body for the suitable representation of the resources and products of our wonderful Territory at St. Louis in 1903.

The value to be derived by our people from a wide dissemination of such information which this opportunity offers cannot be overestimated.

The same remarks apply with equal pertinence to the Pan-American Exposition to be held at Buffalo during the present year, in regard to which I will communicate further and more detailed information in the near future.

The Territory has reaped manifold advantage from the means taken by the present executive to present to the world the many and varied agricultural and commercial conditions and possibilities of Oklahoma, and experience along these lines gives assurance that money thus expended will be returned to our people many fold if valuable opportunities offered us are availed of.

### THE LIVE STOCK INTERESTS.

The Live Stock Sanitary Commission has met the difficulties of administration under existing provisions of law in as forceful and able a manner as could well be done. The law governing the moving and feeding of cattle and providing for the protection of this industry is seriously defective, and demands your earnest consideration along lines suggested in my message to the Fifth Legislative Assembly.

I call your attention to the report of the board having charge of this interest, and of the secretary of the board, who has given much valuable time to this public service without fee or compensation of any kind.

I earnestly hope that you will examine carefully into the details of this branch of territorial administration, and that the present law will be modified and amended in such respects as in your wisdom may be found desirable and essential, and that you will provide means for the payment of expenses necessarily incurred for which no appropriation was made, and make more liberal provision for the advancement and protection of these important interests.

In my opinion the importance of this subject demands the supervision of a board or commissioner not charged with other duties connected with widely divergent interests, and a permanent secretary should be authorized and reasonable compensation provided.

### GRAIN INSPECTION.

It will be readily conceded that the interests of our farmers and grain dealers are of the greatest importance. Our grain inspection law seems to have been cut bodily out of the statutes of some of the states where the conditions of the grain trade and grain

markets are widely different from those obtaining in the territory.

I commend to your careful consideration the report of our grain inspector, confident that the law in question will be wisely and comprehensively modified and amended so that its administration will be facilitated and the important interests concerned will be benefited.

### INSANE.

The number of patients cared for under contract with the Oklahoma Sanitarium company has increased somewhat during the past two years.

Under provisions of law of 1899 a committee composed of reputable medical men has visited this sanitarium four times each year, and after a careful examination of the inmates and of conditions of sanitation and hygiene, as also of food, clothing and medical attention provided, has made favorable report to me of satisfactory execution of contract by the management, which report is hereby transmitted:

Under the law referred to several patients have been discharged and returned to their homes by direction of said committee. The Sanitarium company has made additions and improvements to this institution from time to time, and have kept pace with the increasing demands made upon it. This contract will expire during the coming year, and some provision must be made for its renewal or for the care of these unfortunates by the purchase of this property or the location and erection of suitable asylum elsewhere.

Should the latter plan be adopted provision should be made for the separation of the several classes of patients now cared for under this contract, as the imbecile and feeble minded, the insane and the epileptic patients require a different treatment which could be more efficiently done if cared for in separate institutions.

Report is submitted showing number of patients in the institution from each county December 1, 1900, together with number discharged, died, and escaped during the past two years, etc.

### JUVENILE OFFENDERS.

I have not been able to make suitable contract for the care and education of incorrigibles and juvenile offenders chiefly because the law permits judges to commit them to the care of such a contractor in their discretion, and the uncertainty of ascertaining with reasonable certainty the number that would be committed. Responsible persons with whom I have endeavored to arrange a contract have declined under these conditions to do so, not feeling sure of commensurate reward for the investment which they would be required to make.

### PARDONS.

A full report of pardons and commutations of sentence granted during the past biennial period is submitted herewith.

Our law provides that convicts from Oklahoma shall be entitled to all rights and privileges accorded to prisoners by the law of the state in which they are imprisoned. The Kansas law provides that convicts in that state shall be entitled to a certain percentage of reduction of term of sentence dependent upon good behavior and a pardon within ten days of the expiration of their term, for the restoration of citizenship, upon the recommendation of the Warden.

A majority of the pardons issued by me were granted under this provisions of the law, which I have regarded as binding and obligatory. Other pardons have been granted as reported generally upon recommendations of the trial judge and the prosecuting attorneys, and in a few instances for other considerations which have seemed to my best judgment to be a sufficient warrant for such exercise of the power vested in the executive.

I especially request your careful examination of the record evidence in each case, which will be found on file in the office of the Territorial Secretary.

### THE PENITENTIARY.

contract remains the same as reported in 1899. The Auditor's report shows the expenditure of this branch of the public service, and I submit herewith a report of the Warden of the penitentiary showing 223 convicts from Oklahoma in confinement on December 1, 1900, also a table showing the various crimes for which the prisoners were sentenced, length of sentence, etc.

### ELECTION LAWS.

Our election laws are crude, ambiguous and generally unsatisfactory. In case of a closely contested election confusion of construction would cause an endless amount of trouble.

The importance of securing fair and honest elections and returns demands that the whole machinery be revised and a new law clear and definite in its provisions should be enacted.

The present apportionment of representation in your respective houses was made by the third legislative assembly, and was based upon the population of the Territory as reported in 1894, which was 212,625. Greer County was not a part of the Territory at that time, and the population of the Territory has almost doubled, the increase being mostly in the western counties. The justice of a new apportionment will, I think, commend this subject to your careful consideration.

## INSURANCE.

Legislation is needed in regard to license and taxation of insurance companies doing business in Oklahoma. Under the present law many of the county assessors overlook the duty of assessment upon this business until too late to incorporate it in their returns. The present system is also cumbersome and unsatisfactory to the companies.

I suggest the enactment of a law which shall render demands for taxes upon companies premium receipts certain and definite quantities, such taxes to be paid direct to Territorial officials.

I have no means of ascertaining the amount paid by these companies for license, but judging from the large number doing business in the Territory I assume that the business has assumed dimensions of some importance and should be carefully revised and adjusted by your honorable body.

In connection with this subject I call your attention to the number of foreign building and loan associations doing business in Oklahoma in competition with home institutions, who share in the support of territorial government. The provisions of the insurance laws respecting taxation of premium receipts and examination as to reliability and solvency should perhaps be extended to cover this class of business.

## IN CONCLUSION.

The Sixth Legislative Assembly of Oklahoma, standing at the dawn of a new century, representing as it does a thriving, bustling, energetic, industrious and intelligent constituency of four hundred thousand people, enjoying the blessings of a more advanced and enlightened civilization than ever before experienced by any of the peoples of the world, has here a golden opportunity to impress itself upon the pages of enduring history that has seldom fallen to the fortune of so small a body of representative citizens charged with the high and important function of making laws for its government.

With high purpose and firm resolve to realize and with our best endeavors to perform the solemn duties and responsibilities with which we are charged, let us proceed with determination and hope that our efforts in behalf of a wise and good government for our Territory will result in a proud and beneficent heritage to our people.

Respectfully submitted,



Governor.

Guthrie, Okla., Jan. 9, 1901.

## Appendix.

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### TERRITORIAL TREASURER.

Guthrie, O. T., Feb. 22, 1900.

Governor C. M. Barnes,  
Guthrie, Okla.

Sir: We your committee, appointed by you for the purpose of examining the accounts, vouchers and funds of the Territorial Treasurer, have to report, that in accordance with your letter of appointment and directions therein, we have made a careful and thorough examination of all the records, books, accounts, vouchers, receipts, stubs, etc., of the Territorial Treasurer's office, and also of the funds and moneys on hand.

From our examination and inspection of the Treasurer's books, receipts and vouchers, we find that at the close of business, Saturday, February 17th, 1900, there was a balance of cash on hand, made up from the aggregate balances of all the various funds, the sum of \$196,585.11.

From our examination and inspection of the funds and moneys belonging to the Territory, we find that at the close of business on said date, there was on deposit to the credit of the Territorial Treasurer in banks as follows:

In the Western National Bank at Oklahoma City, the	
sum of .....	\$ 80,000.00
In the Guthrie Nat'l Bank at Guthrie, the sum of .....	121,817.06
Total .....	<u>\$201,817.06</u>

We find from our examination of checks and stubs that there are outstanding checks against the Treasurer's account in the Guthrie National Bank as follows:

Check No. 343, payable to John Norton, Co. Treas. of Greer Co. for redemption of warrant No. 320, Com. School Fund in the sum of .....	\$ 4,921.00
Check No. 345, payable to J. E. Smith for redemption of warrant No. 55 Northwest Normal School in the sum of .....	310.95
<b>Total .....</b>	<b>\$5,231.95</b>

Recapitulating we have:

Cash on hand as shown by Treas. books ....	\$196,585.11
Outstanding checks .....	5,231.95
Actual Cash in Banks .....	\$ 201,817.06
<b>Total .....</b>	<b>\$201,817.06 \$201,817.06</b>

We find that the amount of cash as shown above belongs absolutely to the Territory, subject to the Treasurer's check, and that no part of the same is borrowed by the Treasurer personally or in his official capacity, and we further find that the Territorial Treasurer is not indebted, in any sum whatsoever, to either of said banks wherein said moneys are deposited, either personally or officially.

We desire to state that the work of your committee has been greatly facilitated by the intelligent assistance of the Treasurer, the Hon. Frank M. Thompson.

Every book and record, every voucher and entry, was by him cheerfully submitted to our inspection with such explanation, as to enable us, readily to comprehend the system of his office. The work of the office, the clerical work, and what might be termed its drudgery, is performed entirely by Mr. Thompson, and while the receipts and disbursements each year aggregate about \$350,000.00 and are apportioned among a large number of funds, each requiring a separate account, yet the work is so systematized, that Mr. Thompson is able, single-handed, to keep abreast of it, and to present for inspection a set of books, of which the most fastidious bookkeeper might be proud.

We congratulate you upon having at the head of the Treasury Department during your administration, a man so painstaking, able and competent as the present incumbent.

We have to suggest that upon an inspection of the Treasurer's office, we discover that the office is not provided with a safe or other proper receptacle for the safe keeping of the valuable books and documents committed to the Treasurer's keeping, and we recommend that at as early a time as possible, provision be made for supplying the Treasurer's office with a substantial fire proof safe.



We submit with this report, the statement of the President of the Western National Bank and the Guthrie National Bank, relative to the Treasurer's deposit, etc.

Respectfully submitted, your obedient servants,

A. H. HUSTON,  
W. H. MERTEN,  
C. R. BROOKS.

Committee.

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Oklahoma City, Feb. 19, 1900.

Hon. A. H. Huston, W. H. Merten and Caleb Brooks, Committee, Guthrie Okla.

Gentlemen: In reply to your request for a the amount to credit of F. M. Thompson, Territorial Treas, we have to state his balance with us at the close of business Feb. 17, 1900, was \$80,000.00 (Eighty Thousand dollars).

Very truly yours,

F. R. HOLT, Cashier.

Frank M. Thompson has not now nor never borrowed or made any application to borrow money of the Bank.

F. R. HOLT, Cashier.

Subscribed and sworn to before me Feb. 19, 1900.

C. M. BOSWORTH,  
Notary Public.

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To A. H. Huston, C. R. Brooks and W. H. Merten, Committee:  
Guthrie, O. T.

Gentlemen: In accordance with your request I have the honor to state that the balance standing to the credit of F. M. Thompson, Territorial Treasurer, on Saturday evening, February 17, 1900, was \$121,817.06. And I further state that he owed the Bank no money whatever borrowed from it either personally or as Territorial Treasurer, and that we claim no offsets or defenses against the amount standing to his credit.

Yours truly,

J. W. McNEAL, President.

## REPORT OF WARDEN OF PENITENTIARY.

Lansing, Kan., Dec. 4, 1900.

Gov. C. M. Barnes,  
Guthrie, O. T.

Dear Sir: In compliance with your request as to Oklahoma prisoners for the year ending December 1st, 1900 would say:

Number of prisoners on hand January 1st, 1900, .....	176
Number of prisoners received to December 1st, 1900 .....	109
Number of prisoners Discharged to December 1st, 1900 .....	61
Number of prisoners on hand December 1st, 1900, .....	223
Number of prisoners Remanded for new trial .....	2
Number of prisoners Pardoned .....	10
Number of prisoners Died .....	2
Number of prisoners Escaped .....	00

At present there are none of them in the hospital, and all are in general good health. For any additional information I would respectfully refer you to quarterly reports on file in your Auditor's office. Should you desire any further information, other than that referred to, it will be cheerfully given.

Yours truly,

A. L. BARNES, Clerk.

## PRISONERS IN PENITENTIARY JULY 1, 1900.

County.	Number of convicts.	County.	Number of convicts.
Beaver.....		Logan.....	40
Blaine.....	6	Noble.....	10
Canadian.....	14	Oklahoma.....	17
Cleveland.....	9	Pawnee.....	8
Custer.....		Payne.....	25
Day.....	2	Pottawatomie.....	8
Dewey.....	6	Roger Mills.....	1
Garfield.....	14	Washita.....	
Grant.....	7	Woods.....	3
Greer.....	8	Woodward.....	5
Kay.....	21		
Kingfisher.....	12	Total.....	234
Lincoln.....	28		

The following table shows the different crimes for which the prisoners were sentenced, the number for each crime, the length of sentences, and the average sentence:

	Number of Convictions	TERM OF SENTENCE.																Average sentence (years)	
		Life	50 Years	30 Years	25 Years	20 Years	15 Years	12 Years	10 Years	8 Years	7 Years	6 Years	5 Years	4 Years	3 Years	2 Years	1 Year		Less than 1 Year
Murder.....	20	19	1																13
Manslaughter.....	14			1	1				4			1		2					13
Assault to kill.....	5									1	1								6
Rape.....	4					1						2				1			6
Assault to rape.....	2																		8
Homicide.....	1													1					4
Highway robbery.....	10	8							6										3
Incest.....	1											1							3
Perjury.....	2												2						5
Forgery.....	7											1							5
Burglary.....	58										8		1		1	2			5
Felonious assault.....	2											1							3
Bigamy.....	1														1				3
Larceny.....	90																		3
Fraud.....	9									1		4	9	9	22	19	28		3
As't with weapon.....	2															1			3
Receiving stolen property.....	1															1			3
Arson.....	2														1				3
Assault.....	2																2		2
Adultery.....	1														1		1		2
Embezzlement.....	2													1				1	2
Total.....	284	22	1	1	1	2	1	8	11	1	8	8	25	15	41	54	38	1	

\*Cannot be averaged because of life sentence.

†Months.

## REPORT OF SUPT. OF INSANE ASYLUM.

Norman, Okla., Dec. 1, 1900

Governor C. M. Barnes,  
Guthrie, Okla.

Dear Sir:

I have the honor to submit to your Excellency's consideration the following report of the territorial insane in my charge for the past two years; number of patients confined in asylum two years ago, 220; number of patients received in the past two years, 336; number of patients in hospital today, 290; 179 males and 111 females; number of patients discharged in the past two years, 171; number died, 86; number escaped 9; total number treated in hospital during the past two years, 556. The physical condition of patients now confined in the hospital is good. Since our last report, we have had two epidemics; an epidemic of measles of a malignant type in the spring of '99; and in the winter and spring of 1900, we had an epidemic of smallpox. We treated over two hundred cases of smallpox. There has not been a case of either smallpox or meas-

les in the hospital for the past eight months. Since our last report, we have built two new cottages; we have separate apartments now for the negroes. Our buildings now are as follows; brick building, three stories high, 44x90, with an ell two stories and basement, 40x100; and five frame cottages; laundry building and store house.

We have fifty two acres of land and an abundance of fruit and shade trees. The forest trees made ample shade for the patients during the past summer. Our sewerage system and sanitary conditions are perfect. Our water supply is plentiful; we have two good wells in addition to the city waterworks.

The bill passed by the last legislature, authorizing the governor to appoint three physicians to visit the asylum quarterly, has our unqualified approval. The board has visited the hospital regularly and has fully discharged its duty in looking after the interests of the territory. The enclosed list shows the patients by counties.

Yours very truly,

JOHN THREADGILL.

#### NUMBER OF INSANE IN HOSPITAL DECEMBER 1, 1900.

Beaver .....	2
Blaine .....	1
Canadian .....	17
Cleveland .....	22
Custer .....	8
Dewey .....	2
Day .....	0
Garfield .....	11
Grant .....	6
Greer .....	9
Kay .....	17
Kingfisher .....	13
Lincoln .....	21
Logan .....	32
Noble .....	9
Oklahoma .....	34
Pawnee .....	18
Payne .....	20
Pottawatomie .....	20
Roger Mills .....	2
Washita .....	10
Woods .....	10
Woodward .....	6
<b>Total .....</b>	<b>290</b>

Number discharged in the past two years.... 171  
 Number died in the past two years..... 86  
 Number escaped in the past two years ..... 9

Total number treated in the hospital during  
 the past two years ..... 556

### ASYLUM RECORDS FOR TWO YEARS

YEAR ENDING JUNE 30, 1899.

County	On hand July 1, 1898.	Receiv'd in one Year	Deaths	Releases	Es- capes	On hand July 1, 1899.
Beaver.....	1	3		1		3
Blaine.....	1	1	1			1
Canadian.....	18	6	1			14
Cleveland.....	12	18	2	4		22
Custer.....	1	5	2			4
Day.....						
Dewey.....	2	2	1			3
Garfield.....	11	13	6	2		14
Grant.....	6	2	3	2		4
Greer.....	4	2		2		4
Kay.....	10	11	2	5		14
Kingfisher.....	17	6	6	3		16
Lincoln.....	11	9	1	6		13
Logan.....	17	17	4	9		21
Noble.....	4	4	2	2		6
Oklahoma.....	20	19	2	15		32
Pawnee.....	1	1	1			1
Payne.....	15	7	2	2		15
Pottawatomie.....	18	16	4	9	1	20
Roger Mills.....	6	2				2
Washita.....	6	6		4		2
Woods.....	9	10	2	4		13
Woodward.....	3	2	1			4
Total.....	196	188	48	77	1	243

YEAR ENDING JUNE 30, 1900.

County	On hand July 1, 1898.	Receiv'd in one Year	Deaths	Releases	Es- capes	On hand July 1, 1900.
Beaver.....	3		1			2
Blaine.....	1	1				2
Canadian.....	14	13	3	8	1	20
Cleveland.....	22	12	2	18	1	19
Custer.....	4	5		2		7
Dewey.....	3	1	1	1	1	1
Garfield.....	14	5	2	6		11
Grant.....	4	8	4	1		7
Greer.....	4	5		2		7
Kay.....	14	14		6		22
Kingfisher.....	16	4	2	8		15
Lincoln.....	18	12	5	4	1	15
Logan.....	21	19	6	7		27
Noble.....	8	7	1	5		9
Oklahoma.....	32	19	5	14	1	31
Pawnee.....	5	12		5		12
Payne.....	18	6	2	2	1	19
Pottawatomie.....	20	18	4	5		29
Roger Mills.....	2	4	1	4		1
Washita.....	8	6		4		10
Woods.....	18	5	3	5		11
Woodward.....	4	7	3	2		6
Total.....	243	184	44	94	6	283

REPORT OF THE COMMITTEE TO VISIT THE TERRITORIAL  
INSANE ASYLUM AT NORMAN.

Under the act of the Fifth Legislative Assembly, Chapter three  
(3,) Article two (2,) Section thirteen (13.)

To His Excellency Governor C. M. Barnes,  
Guthrie, Oklahoma.

Sir: We your committee, appointed "To visit the insane asylum, and examine the patients detained therein, to report upon their condition, and the sanitary condition of the asylum," beg leave to report as follows:

On December 18, 19 and 20, we made our last quarterly visit for 1900. At no time since the appointment of this committee has it been the custom of the committee to notify the management of the asylum of our visit; the last visit as well as others, has been made unexpectedly to the management, hence no preparation has been possible, either of patients, wards, or grounds for our visit.

This visit of your committee was very searching and thorough. The patients were personally inspected and invited to offer any complaints that they had to make, they were told the business of the committee, and were urged to freely make any complaints as to care or abuse that they had to offer. A great number of the patients were mentally perfectly well able to express an intelligent opinion as to these matters. The universal statement of all patients was, that they had excellent care, food and attention. No complaints were made against the management of the institution by any patient present. One old gentleman who was about ready to be dismissed said, "That he was as happy as could be under the circumstances, and desired to thank the management for the excellent treatment he had received while an inmate of the Hospital;" his opinion was freely voiced by other patients. As we have heretofore reported we found every part of the building, wards and rooms scrupulously clean; bedding and bed clothes, which was examined, was clean, of good quality and sufficient in amount.

We visited the patients while at meals, examined the food, and inquired as to the bill of fare; the food we found to be well cooked, wholesome, and supplied in sufficient quantities.

We found no sickness nor ill health in the institution that could be attributed to a lack of proper sanitary conditions, care or diet. The health of the inmates was remarkably good, we could hardly understand how, among so large a number of persons, hereditarily weak in many instances and with broken down nervous systems they could be in so excellent health. Some wards had no persons confined to the bed, and there were few inmates of the institution, but what could go to their meals.

Although we believe that the institution is wisely conducted, nevertheless, we your committee, cannot but feel that the time has come when the institution should be owned by the Territory. An institution containing the number of patients found here could be conducted much more cheaply by the Territory than is at present the case.

The asylum is located on a high rising swell of ground, a number of feet above the town and surrounding country. This location no doubt contributes much to the health of the inmates and is an ideal situation for the location of an insane asylum. Under direct Territorial management a better classification of patients and a close discrimination as to who should be admitted into the asylum would follow.

Wards for imbecile children who should receive elementary instruction in reading and writing, in learning to work and take care of themselves should be established. Quite a number of the inmates of the institution, if conducted by the Territory, would only be too glad to find employment about the institution during periods of convalescence. Many patients have only intervals of mental derangement occurring perhaps, only monthly, this class should be allowed quite an amount of liberty during their periods of sanity. All these things, and a hundred minor details could be better arranged under Territorial management than is possible under the present contract. We believe that the next Legislature should carefully inquire into the advisability of purchasing the institution, and placing it in the hands of the Territory for management hereafter.

We are, respectfully yours,

L. HAYNES BUXTON, M. D.,  
President.

CHAS. J. McELRATH, M. D.,  
Secretary.

L. J. HIATT, M. D.

Committee.

Your committee have recommended the discharge of the following named patients and certificates of discharge have been mailed to each.

#### CANADIAN COUNTY.

Sarah Goodin, C. C. Ballard, Nettie Taylor, Nick How, Winfield Stambaugh, Fred Swaggert and J. M. Rankin.

#### CLEVELAND COUNTY.

Jane Arnold, George Rowe, Lucinda Thornhill, A. M. Lloyd, Mary E. Bellamy, Mattie Tuggle, A. B. Harris, Wm. Town, L. L. Crownover, A. P. Moffat, Clarence Edwards.

**CUSTER COUNTY.**

Anna M. Carey, S. L. Griswold, W. W. Dixon and Marvin Maxson.

**DEWEY COUNTY.**

Chas. Wolfkill.

**GARFIELD COUNTY.**

Jerry Lambert, Kate Steinle, Della Sybert, J. P. Reed, Phoebe Cooper and Charity Carrington.

**GRANT COUNTY.**

Peter Sladek and V. R. Moore.

**GREER. COUNTY.**

Mrs. V. A. Smith.

**KAY COUNTY.**

J. A. Andrews, Thos. Landon, Louis McCray, Robert Ainsworth, Frank Psikal, Oscar Miller, Mike Mussell and Dolly Mitchell.

**KINGFISHER COUNTY.**

Emma Morris, Hilliard Hamilton and Chas. Kokajon.

**LINCOLN COUNTY.**

Sarah Lindsay.

**LOGAN COUNTY.**

Noah Meek, Queen V. Jones, A. D. Channel and Homer McElroy.

**NOBLE COUNTY.**

Anna Davis, Belle Ellison, Sarah Jobe and Ralph Isham.

**OKLAHOMA COUNTY.**

J. E. Ferrell, Julia Hargrave, Miles Love, M. S. Badgett, Mrs. Jack Love, Lucy Murray, Frey Berry, Dan Ewing, Lottie Hamilton, Alice E. Harper and Susan Shadle.

**PAWNEE COUNTY.**

J. T. Coffman, A. A. Hill, Roxie Anderson, John Coleman, Susan A. Stewart, Josef Pokorney and Jas. Van Winkle.



## PAYNE COUNTY.

J. R. Long, William Watson, Nancy J. Masheter and Jacob Leon.

## POTTAWATOMIE COUNTY.

Wm. Skaggs, H. W. Tarkington, S. J. Pulvermaker, E. B. Crow, Clyde DeGarmo and A. D. Rater.

## MILLS COUNTY.

Jeff Campbell and Ed. Bright.

## WASHITA COUNTY

T. I. Bowman, W. K. McCormick, Elizabeth McCewin and F. M. Harrell.

## WOODS COUNTY.

Wm. R. Woods, Christian Hass, Mary I. Jesseph and Arthur E. Arters.

## WOODWARD COUNTY.

John Dean.

## BEAVER COUNTY.

Maggie Spurgeon.

## BLAINE COUNTY.

Dora Lowen.

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 NUMBER OF BLIND PERSONS IN TERRITORY.

COUNTY.	
Blaine.....	4
Cleveland.....	2
Custer.....	1
Dewey.....	1
Garfield.....	4
Grant.....	3
Greer.....	5
Lincoln.....	2
Logan.....	2
Noble.....	1

COUNTY.	
Oklahoma.....	7
Pawnee.....	1
Payne.....	3
Pottawatomie.....	1
Roger Mills.....	4
Washita.....	2
Woods.....	6
<b>TOTAL</b> .....	<b>49</b>

# TERRITORY OF OKLAHOMA.

43

## Pardons Granted From January 1, 1899 to December 31, 1900.

DATE OF SENTENCE	NAME	OFFENSE	WHERE CONVICTED (COUNTY)	WHERE CONFINED	TERM OF SENTENCE	EXPIRES	DATE PARDONED	REMARKS
Oct. 1897.	C. E. McWethy	Perjury	Oklahoma	Lansing, Ks.	5 years	Dec. 7, 1901.	Jan. 17, 1899.	
Sept. 1897.	James Kelly	Assault and battery	Canadian	County Jail	80 days		Jan. 17, 1899.	
Sept. 1897.	John Gray	Burglary	Logan	Lansing, Ks.	2 years	June 14, 1899	Feb. 8, 1899.	
Nov. 1898.	Clyde Jones	Larceny	Noble	Lansing, Ks.	1 yr. 1 day	Dec. 9, 1899.	Feb. 4, 1899.	
Nov. 1898.	J. D. Risenger	Grand Larceny	Canadian	Lansing, Ks.	3 years	Dec. 2, 1900.	Feb. 6, 1899.	
Nov. 1898.	George Moss	Grand Larceny	Canadian	Lansing, Ks.	4 years	Apr. 19, 1900	Feb. 6, 1899.	
March 1898.	H. A. Moore	Carrying a revolver	Custer	Lansing, Ks.	25 fine & c		Feb. 8, 1899.	{ Fine only { Remitted.
Feb. 1898.	York Crawford	Arson	Logan	Lansing, Ks.	5 years	May 21, 1900.	Feb. 8, 1899.	
Oct. 1898.	George Shields	Burglary	Payne	Lansing, Ks.	2 years	July, 1900.	Feb. 13, 1899.	
Nov. 1898.	E. B. Coulson	Mutilating records	Woods.	County Jail	1 year	Mar. 27, 1899.		
Dec. 1897.	L. G. Ivers	Obtaining money under false pretense.	Noble.	Lansing, Ks.	3 years	July 20, 1900.	Apr. 13, 1899.	
Dec. 1898.	T. H. Cantrell	Grand Larceny	Noble.	Lansing, Ks.	2 years	Oct. 6, 1900.	Apr. 19, 1899.	
Sept. 1898.	Alfred Bergdon	Burglary	Lincoln.	County Jail	2 years		Apr. 19, 1899.	
Sept. 1898.	William Jarvis	Assault and battery	Logan.	County Jail			Apr. 19, 1899.	
Sept. 1898.	David Wolfe	Assault and battery	Logan.	County Jail			Apr. 19, 1899.	
April 1899.	Jesse W. Shaw	Gambling	Garfield	County Jail	14 4 \$100 lde.	Jan. 7, 1904.	Apr. 24, 1899.	{ Paid Fine { and Costs.
April 1899.	Frank Childers	Rape	Grant	Lansing, Ks.	10 years	July 1, 1900.	Apr. 25, 1899.	
Nov. 1897.	Albert Schlosser	Grand Larceny	Canadian	Lansing, Ks.	2 years	Oct. 4, 1900.	May 4, 1899.	
Dec. 1898.	J. M. Tucker	Shooting with intent to do bodily harm.	Oklahoma	County Jail	25 & \$150 fine	Aug. 30, 1900	June 8, 1899.	{ Prisoner Advers { to stay out of { Oklahoma.
March 1899.	William A. Paxton	Violating Liquor Law	Garfield	County Jail	25 & \$150 fine	June 8, 1900	June 28, 1899.	
Nov. 1898.	David Aaron	Horse-stealing	Paynee	Lansing, Ks.	3 years	Dec. 81, 1899	July 8, 1899.	
Dec. 1897.	Thomas Douthitt	Grand Larceny	Lincoln	Lansing, Ks.	3 years		July 8, 1899.	
Dec. 1897.	Temple Houston	Assault with intent to kill	Portawatomie	Lansing, Ks.	1 year	Sept. 10, 1899	July 5, 1899.	{ Paid Fine { and Costs.
June 1899.	Milton Row	Assault with intent to kill	Woodward	Lansing, Ks.	1 year		July 5, 1899.	{ Prisoner { and Costs.
April 1898.	Lewis Adams	Grand Larceny	Payne	County Jail	1 year	Feb. 8, 1900	Aug. 5, 1899.	{ Prisoner { and Costs.
April 1898.	Martin Delaney	Removing mortgaged property	Cleveland	County Jail	1 year	Dec. 6, 1899.	Aug. 9, 1899.	{ Insane.
March 1898.	Phillip Lemmon	Burglary	Logan	Lansing, Ks.	2 years		Aug. 11, 1899.	
April 1899.	Morris R. Regan	Shooting with intent to do bodily harm.	Portawatomie	County Jail	7 1/2 months		Sept. 8, 1899.	
Sept. 1899.	F. E. Waddell	Keeping Gambling Place	Kay	County Jail	14 \$100 fine		Sept. 8, 1899.	
Sept. 1899.	John D. Cloud	Keeping Gambling Place	Kay	County Jail	14 \$100 fine		Sept. 8, 1899.	
Sept. 1899.	Simon Simmons	Assault with deadly weapon	Logan	Lansing, Ks.	1 year	Mar. 5, 1900	Oct. 8, 1899.	
May 1897.	Samuel C. Smith	Burglary in second degree	Woodward	Lansing, Ks.	7 years	Feb. 5, 1903	Nov. 27, 1899.	
March 1898.	John Malone	Mislaughter	Kingfisher	Lansing, Ks.	4 years	Aug. 28, 1901	Nov. 27, 1899.	
Oct. 1897.	Robert L. Bailew	Assault with intent to kill	Payne	Lansing, Ks.	5 years	Dec. 22, 1902	Nov. 27, 1899.	
March 1897.	James Asher	Rape	Logan	Lansing, Ks.	15 years	Apr. 4, 1903	Nov. 27, 1899.	
Sept. 1898.	John Welby	Grand Larceny	Blaine	Lansing, Ks.	4 years	May 27, 1903	Nov. 27, 1899.	
April 1898.	John Howard	Larceny	Washita	Lansing, Ks.	5 years	Aug. 8, 1901.	Dec. 11, 1899.	
Nov. 1898.	Charles Carlisle	Assault with intent to commit rape.	Kingfisher	Lansing, Ks.	7 years			

DATE OF SENTENCE	NAME	OFFENSE	WHERE CONVICTED (COUNTY)	WHERE CONFINED	TERM OF SENTENCE	SENTENCE EXPIRES	DATE PARDONED	REMARKS
Feb. 1899	Ed Haister	Assault with intent to kill	Blaine	Lansing, Ks.	1 yr. 6 mo.	July 16, 1900	Dec. 11, 1899	Committed to 29 days County Jail.
Dec. 1899	Thiden Dovel	Grand Larceny	Noble	Lansing, Ks.	104 hrs & cost		Dec. 19, 1899	Committed to 29 days County Jail.
April 1899	John Bannister	Permitting Gambling in the building	Canadian	Lansing, Ks.	104 hrs & cost		Mar. 16, 1900	Committed to 29 days County Jail.
Oct. 1899	Walter Pierce	Burglary	Payne	Lansing, Ks.	104 hrs & cost	July 11, 1901	Apr. 4, 1900	
Oct. 1899	Woody Stewart	Opening a gambling house	Kingfisher	Lansing, Ks.	104 hrs & cost		May 12, 1900	\$60 Paid.
April 1900	Arthur Bynum	Grand Larceny	Custer	Lansing, Ks.	1 year	April, 1901	May 26, 1900	
April 1898	Andrew Stanfield	Grand Larceny	Washita	Lansing, Ks.	4 years	Aug. 6, 1901	June 1, 1900	
March 1899	George Gibson	Burglary	Canadian	Lansing, Ks.	2 years	Dec. 20, 1901	June 9, 1900	
Feb. 1897	Alice Mason	Burglary	Logan	Lansing, Ks.	5 years	May 4, 1901	June 28, 1900	
Feb. 1897	Ida Jones	Burglary	Logan	Lansing, Ks.	5 years	May 4, 1901	June 28, 1900	
April 1898	John B. Faulk	Manslaughter	Lincoln	Lansing, Ks.	10 years	May 24, 1904	July 11, 1900	
May 1900	George Dickenson	Selling beer without license	Woodward	Lansing, Ks.	104 hrs & cost		July 26, 1900	
Nov. 1899	John Coats	Assault with intent to do bodily harm	Pawnee	Lansing, Ks.	8 years	Jan. 18, 1902	July 26, 1900	
April 1899	C. B. Utster	Violating liquor Laws	Garfield	Lansing, Ks.	104 hrs & cost		Sep. 25, 1900	Paid \$50 and Costs.
Dec. 1899	Harry Hamilton	Murder	Garfield	Lansing, Ks.	Life		Sep. 25, 1900	
Sept. 1900	Alex Carlisle	Pointing a deadly weapon	Noble	County Jail	60, 30 1/2	Life	Sep. 27, 1900	
March 1900	John Brady	Robbery in first degree	Lincoln	Lansing, Ks.	Life		Oct. 6, 1900	Committed to 30 Yrs.
April 1898	Fred Fanaler	Robbery	Lincoln	Lansing, Ks.	10 years	June 18, 1908	Nov. 7, 1900	Committed to 30 Yrs.
Oct. 1898	Luther D. Weaver	Stealing a domestic animal	Woodward	Lansing, Ks.	1 year	Aug., 1901	Nov. 12, 1900	Committed to 30 Yrs.
April 1898	Will Henden	Robbery	Lincoln	Lansing, Ks.	Life		Nov. 16, 1900	Committed to 3 Yrs.
Sept. 1898	Clarence Martin	Robbery	Lincoln	Lansing, Ks.	Life		Nov. 16, 1900	Committed to 3 Yrs.
May 1900	Ed Kirkpatrick	Burglary	Dewey	Lansing, Ks.	2 years	July 1, 1901	Nov. 27, 1900	
May 1898	John Higared	Grand Larceny	Logan	Lansing, Ks.	2 years	Feb. 20, 1902	Dec. 19, 1900	
Dec. 1898	John Taylor	Burglary	Greer	Lansing, Ks.	1 year	Apr. 26, 1901	Dec. 21, 1900	
March 1900	John Taylor	Larceny of a domestic animal	Lincoln	Lansing, Ks.	2 years	Sept. 28, 1901	Dec. 21, 1900	
March 1898	Bunn Rice	Robbery	Noble	Lansing, Ks.	2 years	Dec. 26, 1901	Dec. 22, 1900	
May 1898	Bunn Rice	Robbery	Noble	Lansing, Ks.	10 years	July 8, 1907	Dec. 24, 1900	

### Pardons for Restoration of Citizenship.

March 1898	P. H. Romine	Forgery in second degree	Logan	Lansing, Ks.	1 year	Feb. 2, 1899	Jan. 25, 1899
March 1898	T. J. Sprouse	Grand Larceny	Logan	Lansing, Ks.	1 year	Feb. 2, 1899	Jan. 25, 1899
March 1898	James Cunningham	Grand Larceny	Logan	Lansing, Ks.	1 year	Feb. 12, 1899	Jan. 25, 1899
March 1898	Frank Silvers	Grand Larceny	Logan	Lansing, Ks.	1 year	Feb. 24, 1899	Feb. 6, 1899
June 1897	Jno. Beaumont	Grand Larceny	Greer	Lansing, Ks.	3 years	Mar. 5, 1899	Mar. 1, 1899
April 1898	Wm. Sullivan	Abduction	Pottawatomie	Lansing, Ks.	1 year	Mar. 25, 1899	Mar. 17, 1899
April 1898	James Yott	Grand Larceny	Pottawatomie	Lansing, Ks.	4 years	Mar. 25, 1899	Mar. 17, 1899

DATE OF SENTENCE	NAME	OFFENSE	WHERE CONVICTED (COUNTY)	WHERE CONFINED	TERM OF SENTENCE	SENTENCE EXPIRES	DATE PARDONED	REMARKS
April 1898	James Charlton	Grand Larceny	Pottawatomie	Lansing	Ks. 1 year	Mar. 25, 1899	Mar. 17, 1899	
Nov. 1898	Wm. Charleston	Assault with weapon to do bodily harm	Logan	Lansing	Ks. 6 months	May 10, 1899	Apr. 26, 1899	
Dec. 80	Ben Vaughn	Assault with intent to kill	Noble	Lansing	Ks. 1 yr. 6 mo	July 17, 1899	Apr. 26, 1899	
May 1898	James Caywood	Burglary in second degree	Payne	Lansing	Ks. 5 years	July 17, 1899	July 5, 1899	
March 1898	John Poette	Burglary in second degree	Logan	Lansing	Ks. 1 yr. 6 mo	July 19, 1899	July 5, 1899	
Oct. 1897	Levi Beberstein	Grand Larceny	Woods	Lansing	Ks. 2 years	July 22, 1899	July 5, 1899	
Sept. 1898	Arthur Church	Larceny	Kay	Lansing	Ks. 1 yr. 1 day	Aug. 20, 1899	Aug. 9, 1899	
Nov. 1897	Jno. Axe Washington	Grand Larceny	Cleveland	Lansing	Ks. 2 years	Aug. 16, 1899	Aug. 9, 1899	
Oct. 1898	John McNamara	Forgery	Blaine	Lansing	Ks. 1 year	Sept. 8, 1899	Aug. 9, 1899	
Nov. 1897	Eugene C. Dexter	Larceny	Lincoln	Lansing	Ks. 2 years	Aug. 9, 1899	Aug. 9, 1899	
Nov. 1898	William Hines	Assault	Logan	Lansing	Ks. 9 months	Sept. 1, 1899	Aug. 9, 1899	
Oct. 1898	Charles H. Myers	Assault with intent to kill	Kingfisher	Lansing	Ks. 1 year	Sept. 18, 1899	Aug. 14, 1899	
Oct. 1898	Howard W. Allen	Selling a forged check	Payne	Lansing	Ks. 1 year	Sept. 10, 1899	Aug. 14, 1899	
Oct. 1898	Delisha Warren	Assault to commit rape	Blaine	Lansing	Ks. 1 year	Sept. 8, 1899	Aug. 18, 1899	
Dec. 1897	Frank Walker	Larceny	Payne	Lansing	Ks. 2 years	Sept. 4, 1899	Aug. 18, 1899	
Nov. 1898	S. N. Catlin	Grand Larceny	Grant	Lansing	Ks. 4 years	Sept. 12, 1899	Aug. 18, 1899	
May 1898	Thomas Stewart	Grand Larceny	Garfield	Lansing	Ks. 1 year	Sept. 18, 1899	Aug. 24, 1899	
Dec. 1898	James Tucker	Assault with intent to kill	Noble	Lansing	Ks. 1 year	Dec. 8, 1899	Oct. 7, 1899	
March 1897	William Douthitt	Grand Larceny	Pottawatomie	Lansing	Ks. 1 yr. 1 day	Dec. 8, 1899	Nov. 8, 1899	
April 1897	Olive H. Davis	Burglary	Payne	Lansing	Ks. 8 years	Nov. 18, 1899	Nov. 10, 1899	
Dec. 1898	Eate McNeal	Burglary	Logan	Lansing	Ks. 1 year	Nov. 23, 1899	Nov. 10, 1899	
Dec. 1898	Fuller Osborn	Grand Larceny	Logan	Lansing	Ks. 1 year	Nov. 23, 1899	Nov. 10, 1899	
Dec. 1898	W. H. Stevens	Receiving mortgaged property	Blaine	Lansing	Ks. 1 year	Dec. 16, 1899	Nov. 10, 1899	
Sept. 1897	Lottie Kershner	Grand Larceny	Oklahoma	Lansing	Ks. 1 year	Nov. 80, 1899	Nov. 27, 1899	
Jan. 1898	Wm. L. Baker	Grand Larceny	Washita	Lansing	Ks. 8 months	Dec. 2, 1899	Nov. 27, 1899	
March 1898	Paul Hunt	Larceny	Lansing	Lansing	Ks. 2 years	Dec. 17, 1899	Nov. 27, 1899	
March 1898	Gus Lewis	Burglary	Logan	Lansing	Ks. 2 years	Dec. 4, 1899	Nov. 27, 1899	
March 1898	Unia Georgia	Grand Larceny	Logan	Lansing	Ks. 2 years	Dec. 18, 1899	Dec. 9, 1899	
March 1898	H. Burnhart	Burglary	Logan	Lansing	Ks. 4 yr. 6 mo	Dec. 28, 1899	Dec. 9, 1899	
April 1898	Walter Kennedy	Robbery	Pawnee	Lansing	Ks. 1 year	Feb. 18, 1900	Dec. 27, 1899	
Sept. 1898	Lee K. Hutchinson	Horse-stealing	Logan	Lansing	Ks. 1 yr. 6 mo	Jan. 25, 1900	Dec. 11, 1899	
Feb. 1898	Thomas Jordan	False pretense	Kay	Lansing	Ks. 1 year	Jan. 12, 1900	Jan. 3, 1900	
May 1898	Alfred French	Grand Larceny	Payne	Lansing	Ks. 1 year	Apr. 6, 1900	Mar. 22, 1900	
May 1898	William Colbert	Disposing of mortgaged property	Payne	Lansing	Ks. 1 year	Apr. 6, 1900	Mar. 22, 1900	
May 1898	William Easton	Seduction	Woods	Lansing	Ks. 1 year	Apr. 1, 1900	Mar. 22, 1900	
May 1898	Louis Garrett	Forgery	Kingfisher	Lansing	Ks. 1 year	Apr. 16, 1900	Apr. 14, 1900	
May 1898	Chas. Grinstead	Forgery	Kingfisher	Lansing	Ks. 1 year	Apr. 20, 1900	Apr. 14, 1900	
Dec. 1898	Oliver Culp	Larceny	Canadian	Lansing	Ks. 1 yr. 6 mo	Apr. 21, 1900	Apr. 14, 1900	
Dec. 1898	John Avenish	Grand Larceny	Canadian	Lansing	Ks. 4 years	Apr. 22, 1900	Apr. 14, 1900	

DATE OF SENTENCE	NAME	OFFENSE	WHERE CONVICTED (COUNTY)	WHERE CONFINED	TERM OF SENTENCE	SENTENCE EXPIRES	DATE PARDONED
June 1899	Al McKays	Stealing domestic animals	Pottawatomie	Lansing, Ks.	1 yr. 1 day	May 1, 1900.	May 12, 1900.
Oct. 1897	Thomas Patton	Burglary	Logan	Lansing, Ks.	8 years	May 8, 1900.	May 12, 1900.
Oct. 1897	Robert Johnson	Burglary	Logan	Lansing, Ks.	8 years	May 8, 1900.	May 12, 1900.
Sept. 1897	Samuel Black	Larceny	Kay	Lansing, Ks.	2 years	May 28, 1900.	May 12, 1900.
Sept. 1898	John Hillon	Burglary	Lincoln	Lansing, Ks.	2 years	June 11, 1900.	June 14, 1900.
Sept. 1898	Fred McLaughlin	Grand Larceny	Garfield	Lansing, Ks.	1 year	June 14, 1900.	June 14, 1900.
Sept. 1898	Geo. P. Watson	Burglary, second degree	Lincoln	Lansing, Ks.	2 years	June 17, 1900.	June 14, 1900.
July 1899	John Bryant	Shooting with intent to injure	Lincoln	Lansing, Ks.	1 year	June 21, 1900.	June 14, 1900.
July 1899	Roy Gillman	Grand Larceny	Lincoln	Lansing, Ks.	1 year	June 21, 1900.	June 14, 1900.
May 1898	Charles Baker	Rape	Canadian	Lansing, Ks.	6 years	July 6, 1900.	June 28, 1900.
Oct. 1898	Ed Bruner	Grand Larceny	Woodward	Lansing, Ks.	2 years	July 7, 1900.	June 28, 1900.
Oct. 1898	Thomas Cavanaugh	Burglary, second degree	Cleveland	Lansing, Ks.	2 years	July 8, 1900.	June 28, 1900.
Aug. 1899	Frank View	False pretense	Pottawatomie	Lansing, Ks.	1 yr. 1 day	July 10, 1900.	June 28, 1900.
Oct. 1898	Silas Forrest	Burglary, second degree	Kingfisher	Lansing, Ks.	2 years	July 23, 1900.	June 28, 1900.
Oct. 1898	Edward Kelley	Burglary, second degree	Kingfisher	Lansing, Ks.	2 years	July 23, 1900.	June 28, 1900.
Nov. 1898	William Camaul	Grand Larceny	Pawnee	Lansing, Ks.	2 years	Aug. 30, 1900.	Aug. 16, 1900.
Nov. 1898	Boyd Strout	Grand Larceny	Payne	Lansing, Ks.	1 year	Sept. 7, 1900.	Aug. 17, 1900.
Oct. 1899	Augustus Welch	Larceny	Kay	Lansing, Ks.	1 yr. 1 day	Sept. 8, 1900.	Aug. 17, 1900.
Oct. 1899	Richard Harrold	Grand Larceny	Payne	Lansing, Ks.	1 yr. 6 mo.	Sept. 9, 1900.	Aug. 17, 1900.
May 1898	Frederick Walters	Burglary, second degree	Canadian	Lansing, Ks.	2 years	Sept. 18, 1900.	Aug. 17, 1900.
Dec. 1898	Isaac Walters	Burglary, second degree	Canadian	Lansing, Ks.	2 years	Sept. 18, 1900.	Aug. 17, 1900.
Dec. 1898	H. Henderson	Grand Larceny	Logan	Lansing, Ks.	2 years	Oct. 22, 1900.	Sept. 20, 1900.
Nov. 1899	W. S. Oller	Disposing of mortgaged property	Pawnee	Lansing, Ks.	1 yr. 1 day	Oct. 26, 1900.	Sept. 20, 1900.
Nov. 1899	Pat Dun	Attempted burglary	Logan	Lansing, Ks.	1 year	Oct. 30, 1900.	Sept. 20, 1900.
Nov. 1899	J. W. James	Assault with a sharp weapon	Logan	Lansing, Ks.	1 year	Oct. 30, 1900.	Sept. 20, 1900.
June 1899	John D. Lacey	Grand Larceny	Pottawatomie	Lansing, Ks.	1 yr. 6 mo.	Oct. 11, 1900.	Sept. 20, 1900.
Nov. 1899	Joe Crowe	Disposing of mortgaged property	Logan	Lansing, Ks.	1 year	Oct. 11, 1900.	Sept. 20, 1900.
Dec. 1899	J. H. Stone	Disposing of mortgaged property	Oklahoma	Lansing, Ks.	1 yr. 1 day	Nov. 9, 1900.	Oct. 22, 1900.
Dec. 1899	William Edwards	Burglary	Oklahoma	Lansing, Ks.	1 yr. 1 day	Nov. 9, 1900.	Oct. 22, 1900.
May 1899	Jack Shell	Adultery	Payne	Lansing, Ks.	6 months	Nov. 4, 1900.	Oct. 22, 1900.
March 1899	Walter Cook	Stealing	Blaine	Lansing, Ks.	2 years	Dec. 23, 1900.	Nov. 21, 1900.
May 1899	Joseph J. Knepper	Bigamy	Canadian	Lansing, Ks.	3 years	Dec. 4, 1900.	Nov. 21, 1900.
Oct. 1898	Frank Summers	Grand Larceny	Cleveland	Lansing, Ks.	1 yr. 6 mo.	Jan. 13, 1901.	Dec. 19, 1900.
April 1899	Calvin Reed	Larceny	Garfield	Lansing, Ks.	2 years	Jan. 25, 1901.	Dec. 19, 1900.

Mr. Jones moved that the Governor's message be received and referred to the proper committee.

Mr. Alexander, as Chairman of the Committee on Mileage, made the following report:

To the Speaker and members of the House of Representatives of the Sixth Legislative Assembly:

We, your Committee on mileage, report as follows :

We find the respective members of this House entitled to mileage pay for mileage as follows:

W. M. Ferguson, Newkirk, 154, \$30.80.  
James Wilkin, Tonkawa, 184, \$37.80.  
John A. Oliphant, Perry, 60, \$12.00.  
Huston A. Thomas, Cleveland, 386, \$77.20.  
James L. Mathews, Stillwater, 125, \$25.00.  
Wm. H. Scott, Cushing, 104, \$20.80.  
John Embry, Chandler, 158, \$31.60.  
Robert E. Wood, Shawnee, 138, \$27.60.  
B. F. Nisbett, Eason, 156, \$31.20.  
Walter L. Phelps, Norman, 100, \$20.00.  
C. G. Jones, Oklahoma City, 64, \$12.80.  
John W. Comp, Edmond, 36, \$7.20.  
James W. Hadley, Frisco, 102, \$20.40.  
Thomas R. Reid, El Reno, 120, \$24.00.  
David H. VanKirk, Nesbit, 68, \$13.60.  
Walter C. Stevens, Hennessey, 102, \$20.40.  
Silas E. Seeley, Guthrie.  
Miles W. Allen, Meridian, 25, \$5.00.  
Ret. Millard, Enid, 143, \$28.60.  
Frank R. Rogers, Kremlin, 165, \$33.00.  
John H. Decker, Pond Creek, 183, \$36.60.  
Henry M. Brewer, Deer Creek, 192, \$38.40.  
August T. Sniggs, Alva, 424, \$84.80.  
John H. Campbell, Watonga, 127, \$25. 40.  
Frank Mathews, Mangum, 384, \$78.80.  
C. R. Alexander, Woodward, 528, \$105.60.  
Signed:

C. R. ALEXANDER,  
RET. MILLARD,  
W. M. FERGUSON,  
B. F. NISBETT.

We, as the minority member of the Committee on Mileage, beg leave to make this as a minority report:

That the majority report be amended to read, H. A. Thomas be entitled to 193 miles, that being the distance by the most usual traveled route from Cleveland O. T., his home, to Guthrie.

H. A. THOMAS,

Minority Member.

Mr. Jones moved the majority report be adopted and the committee discharged.

Mr. Thomas moved to amend by substituting (386) miles instead of (201) miles, as Mr. Thomas's mileage.

Roll call resulted as follows:

Ayes 14, nays 9, absent 3.

Those voting in the affirmative were Allen, Brewer, Comp, Decker, Hadley, Jones, Mathews of Greer, Nisbett, Scott, Sniggs, Thomas, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Alexander Campbell, Embry, Ferguson, Millard, Oliphant, Reid, Rogers and VanKirk.

Absent, Mathews of Payne, Phelps and Seeley.

The amendment receiving a majority of all votes cast, was declared carried.

On motion of Mr. Jones, the report was adopted as amended.

Mr. Jones moved to adjourn until 9 o'clock, January 10th, 1901.

Approved, January 10th, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,

Chief Clerk.

## THIRD DAY.

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Guthrie, Oklahoma Territory,  
Thursday, January 10th. 1901.

### MORNING SESSION.

At 9 A. M. the House convened, pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Mr. Phelps.

The journal of the Second day was read, amended and approved.

The Speaker administered the oath of office to J. E. Carson and J. A. Nichols as Assistants Sergeant-at-Arms.

Mr. Allen moved a reconsideration of the vote, and all of them, by which all the employees of this house have been elected, except those provided for by Federal Statutes.

Roll call:

Those voting in the affirmative were Allen, Brewer, Hadley, Mathews of Greer, Nisbett, Seeley and Thomas.

Those voting in the negative were Alexander, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Payne, Millard, Oliphant, Reid, Rogers, Scott, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

The vote stood 7 for the affirmative and 18 for the negative.

The motion was lost.

Mr. Wood offered the following written explanation of his vote:

Mr. Speaker:

In explanation of my vote, will say that I consider this motion too far-reaching, and if it were made to eliminate surplus employees I would support it. In its present condition, I vote No.

R. E. WOOD.



Upon motion by Mr. Jones, a recess was taken until 11 A. M.

At 11 o'clock A. M. the House was called to order by Speaker Pro-Tem Jones.

The report of the Committee on Rules and Order of Business was received and read.

Mr. Oliphant moved the adoption of the report as read.

Roll Call :

Those voting in the affirmative were Alexander, Allen, Brewer, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in negative, Campbell.

The Chief Clerk was instructed to have fifty copies of the Rules printed.

On motion, a recess was taken until 2 P. M.

#### AFTERNOON SESSION.

At 2 P. M. House was called to order by Speaker Stevens.

The Speaker called the attention of the House to two contests having been filed.

Mr. Reid moved the appointment of a committee of three in each case to take the testimony. Motion prevailed.

By unanimous consent, House Bill No. 1 was introduced by Mr. Ferguson, and read the first time by title.

On motion of Mr. Jones, the rules were suspended and the bill placed upon second reading, which motion prevailed.

Mr. Jones moved that the House be resolved into a Committee of the Whole for consideration of House Bill No. 1. Motion prevailed.

House resolved itself into a Committee of the Whole, with Mr. Embry in the chair.

Mr. Embry, Chairman of the Committee of the Whole, reported that the Committee of the Whole House had had under consideration House Bill No. 1, and recommended it be referred, together with the substitute, to the Committee on Judiciary, when said Committee is appointed.

By unanimous consent the following bills were introduced and read the first time by title:

House Bill No. 2, by Mr. Alexander.

House Bill No. 3, by Mr. Wood.

House Bill No. 4, by Mr. Hadley.

House Bill No. 5, by Mr. Sniggs.

House Bill No. 6, by Mr. Sniggs.

House Bill No. 7, by Mr. Wilkin.

House Bill No. 8, by Mr. Wilkin.

Mr. Oliphant introduced House Joint Resolution No. 1, which was read and adopted.

Committee on Joint Rules through its chairman reported.

Mr. Jones moved that the report be received and adopted, which motion prevailed.

The House adjourned until 9 o'clock A. M., January 11th, 1901.

Approved January 11th, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,

Chief Clerk.

## FOURTH DAY.

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Guthrie, Oklahoma Territory,  
Friday, January 11th, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House convened, pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present, except Mr. Phelps.

By request of Mr. Speaker, Speaker Pro-Tem Jones assumed the chair.

The Journal of the Third Day was read, amended and approved.

By unanimous consent the following House Bills were introduced and read the first time by title:

House Bill No. 9, by Mr. Sniggs.

House Bill No. 10, by Mr. Decker.

House Bill No. 11, by Mr. Millard.

Speaker Stevens resumed the chair and announced the appointment of the following standing committees:

#### Ways and Means:

C. G. Jones, Chairman; D. H. Vankirk, J. W. Comp, F. R. Rogers, James Wilkin, W. L. Phelps and H. A. Thomas.

#### Regulation of Liquor Traffic:

W. M. Ferguson, Chairman; Ret. Millard, James Wilkin, A. T. Sniggs, and J. W. Hadley.

#### Judiciary:

John Embry, Chairman; T. R. Reid, J. H. Campbell, J. A. Oliphant, R. E. Wood, and Frank Mathews.

**Criminal Jurisprudence:**

T. R. Reid, Chairman; C. R. Alexander, J. A. Oliphant, R. E. Wood, and Frank Mathews.

**Appropriations:**

J. H. Decker, Chairman; F. R. Rogers, W. M. Ferguson, T. R. Reid, S. E. Seeley, H. A. Thomas, and J. L. Mathews

**Railroads:**

T. R. Reid, Chairman; J. H. Campbell, D. H. VanKirk, James Wilkin, J. A. Oliphant, M. W. Allen, and R. E. Wood.

**Education:**

D. H. VanKirk, Chairman; Ret. Millard, J. H. Campbell, John Embry, W. M. Ferguson, R. E. Wood, and H. A. Thomas.

**Agriculture:**

A. T. Sniggs, Chairman; C. G. Jones, H. M. Brewer, H. A. Thomas, and J. L. Mathews.

**Municipal Corporations:**

C R. Alexander, Chairman; F. R. Rogers, S. E. Seeley, C. G. Jones, J. A. Oliphant, W. L. Phelps, and R. E. Wood.

**Asylums and Public Charities:**

J. H. Decker, Chairman; A. T. Sniggs, S. E. Seeley, C. R. Alexander, John Embry, W. L. Phelps, and W. H. Scott.

**Compensation of Public Officers:**

J. H. Campbell, Chairman; Ret. Millard, A. T. Sniggs, J. H. Decker, and H. M. Brewer.

**Insurance:**

W. M. Ferguson, Chairman; Ret. Millard, J. H. Campbell, T. R. Reid, and W. L. Phelps.

**Banks and Banking:**

F. R. Rogers, Chairman; J. A. Oliphant, J. H. Decker, C. G. Jones, and J. W. Hadley.

**Roads and Highways:**

James Wilkin, Chairman; J. W. Comp, D. H. VanKirk, M. W. Allen, and J. L. Mathews.

**Printing:**

S. E. Seeley, Chairman; J. A. Oliphant, J. H. Decker, F. R. Rogers, Ret. Millard, J. W. Hadley, and Frank Mathews.

**County and Township Organization:**

J. A. Oliphant, Chairman; W. M. Ferguson, A. T. Sniggs, J. H. Campbell, J. W. Comp, W. H. Scott, and H. M. Brewer.

**Penitentiary and Reformatory Institutions:**

J. W. Comp, Chairman; J. H. Decker, John Embry, James Wilkin, H. M. Brewer, W. L. Phelps, and B. F. Nisbett.

**Public Lands:**

D. H. VanKirk, Chairman; C. R. Alexander, T. R. Reid, James Wilkin, J. W. Comp, M. W. Allen, and W. H. Scott.

**Public Buildings:**

Ret. Millard, Chairman; C. R. Alexander, J. H. Campbell, A. T. Sniggs, C. G. Jones, J. W. Hadley, and B. F. Nisbett.

**Elections and Legislative Apportionment:**

C. G. Jones, Chairman; T. R. Reid, Ret. Millard, C. R. Alexander, J. A. Oliphant, H. M. Brewer, and M. W. Allen.

**Military:**

S. E. Seeley, Chairman; John Embry, and W. H. Scott.

**Engrossed Bills:**

F. R. Rogers, Chairman; John Embry, W. M. Ferguson, J. W. Hadley, and H. A. Thomas.

**Fish and Game:**

T. R. Reid, Chairman; Ret. Millard, J. H. Decker, B. F. Nisbett, and Frank Mathews.

**Manufactures and Home Industries:**

James Wilkin, Chairman; D. H. VanKirk, J. W. Comp, J. L. Mathews, and M. W. Allen.

**Private Corporations:**

S. E. Seeley, Chairman; C. G. Jones, John Embry, R. E. Wood, and Frank Mathews.

**Quarantine:**

F. R. Rogers, Chairman; J. A. Oliphant, D. H. VanKirk, A. T. Sniggs, J. W. Hadley, Frank Mathews, and R. E. Wood.

**Medical and Sanitary Affairs:**

J. W. Comp, Chairman; W. M. Ferguson, F. R. Rogers, B. F. Nisbett, and W. H. Scott.

On motion of Mr. Reid, the House confirmed the Speaker's appointments of Standing Committees.

Mr. Jones moved that the Chief Clerk be instructed to have the list of Standing Committees printed with the Rules of the House, which motion prevailed.

By unanimous consent, the following bills were introduced and read first time by title:

House Bill No. 12, by Mr. Jones.

House Bill No. 13, by Mr. Jones.

House Bill No. 14, by Mr. Jones.

House Bill No. 15, by Mr. Jones.

House Bill No. 16, by Mr. Jones.

House Bill No. 17, by Mr. Jones.

House Bill No. 18, by Mr. Hadley.

House Bill No. 19, by Mr. Hadley.

House Bill No. 20, by Mr. Hadley.

House Bill No. 21, by Oliphant,

**BILLS ON SECOND READING.**

House Bill No. 2, read and referred to the Committee on County and Township Organization.

House Bill No. 3, read and referred to the Committee on Judiciary.

House Bill No. 4, read and referred to the Committee on Ways and Means.

House Bill No. 5, read and referred to the Committee on Judiciary.

House Bill No. 6, read and referred to the Committee on Judiciary.

House Bill No. 7, read and referred to the Committee on Public Lands.

House Bill No. 8, read and referred to the Committee on Ways and Means.

Mr. Jones moved the suspension of the rules and that House Bills No. 10, No. 11, No. 12, No. 13, No. 14, No. 15, No. 16, No. 17,

No. 18, No. 19, No. 20, and No. 21, be placed upon second reading and referred to appropriate Committees. The motion prevailed, and they were read and referred as follows:

House Bill No. 10, Judiciary, House Bill No. 11, Judiciary, House Bill No. 12, Railroads, House Bill No. 13, Railroads, House Bill No. 14, Elections and Legislative Apportionment, House Bill No. 15, Judiciary, House Bill No. 16, Judiciary, House Bill No. 17, Elections and Legislative Apportionment, House Bill No. 18, Ways and Means, House Bill No. 19, to Committee on Education, House Bill No. 20, Ways and Means, House Bill No. 21, County and Township Organization.

By unanimous consent, Mr. Oliphant introduced House Bill No. 22, which was read by title first time and on motion of Mr. Oliphant the rules were suspended and House Bill No. 22 was placed upon second reading and referred to the Committee on Elections and Legislative Apportionments.

Mr. Jones moved the suspension of the rules and the adoption of Rule No. 71.

The motion prevailed.

Mr. Jones moved that when the House adjourned, that it adjourn until Monday, January 14th, 1901, which motion prevailed.

Upon request of Mr. Jones, Mr. Wood was excused for the Morning Session.

House Bill No. 9 was read second time and referred to the Committee on Ways and Means.

Mr. Mathews of Payne moved that the House adjourn.

Mr. Reid moved as an amendment that the House take a recess until 2 P. M.

The roll was called. Motion prevailed, ayes 15, nays 10.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Jones, Mathews of Greer, Oliphant, Phelps, Reid, Rogers, Sniggs, VanKirk, Wilkin, and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Ferguson, Hadley, Mathews of Payne, Millard, Nisbett, Scott, Seeley, and Thomas.

Absent, Mr. Wood.

The House took a recess until 2 P. M.

## AFTERNOON SESSION.

At 2 P. M. the House convened with Speaker Stevens in the Chair.

The Speaker announced the following committees to take evidence in the pending contest cases :

Atherton vs. Scott, John A. Oliphant, Chairman, C. R. Alexander, and R. E. Wood.

Wails vs. Phelps, Thomas R. Reid, Chairman, Frank Mathews, and J. W. Hadley.

By unanimous consent, Mr. Phelps introduced House Bill No. 23 which was read the first time by title.

Mr. Jones moved that the rules be suspended and House Bill No. 23 be placed upon second reading, which motion prevailed, and the Bill was read second time by title and referred to the Committee on Education.

By unanimous consent, Mr. Sniggs introduced House Bill No. 24 which was read first time by title.

Mr. Jones moved that the rules be suspended and that House Bill No. 24 be read second time, which motion prevailed and the bill was read second time by title and referred to the Committee on Appropriations.

On motion of Mr. Jones, Mr. Wood was excused for the day.

Mr. Jones gave notice of the appointment of J. E. Rousch as Clerk of Ways and Means Committee.

Mr. Jones moved to adjourn until Monday, January 14th, at 2 P. M. Motion prevailed.

Approved January 14th, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.





## FIFTH DAY.

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Guthrie, Oklahoma Territory,  
Saturday, January 12th, 1901.

## SIXTH DAY.

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Guthrie, Oklahoma Territory,  
Sunday, January 13, 1901.

## SEVENTH DAY.

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Guthrie, Oklahoma Territory,  
Monday, January 14th, 1901.

### AFTERNOON SESSION.

The House met pursuant to adjournment at 2 o'clock P. M. with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Mr. Alexander.

The Journal of the Fourth day was read, amended and approved.

By permission, Mr. Wood offered the answer of Mr. Scott in the Atherton vs. Scott contest, and it was received and filed.

Mr. Embry announced his appointment of Miss Mable Leach, as Temporary Clerk of the Committee on Judiciary.

Mr. Reid announced his appointment of Don. C. Smith as Clerk of the Committee on Railroads and the Committee on Criminal Jurisprudence.

A communication from Mr. W. E. Bolton, Secretary of the Oklahoma Live Stock Association, inviting the members of the House to be present during the Seventh Annual convention of the association to be held at Woodward, February 12, 13 and 14, 1901, was offered by Mr. Jones, received, read and accepted.

The Clerk was instructed to inform the Council and Mr. Bolton of the action of the House relative to this invitation.

Mr. Campbell, chairman of the Committee on Compensation of Public Officers, announced his appointment of Edward Lookabaugh as Clerk of that Committee.

Mr. Oliphant introduced House Resolution No. 1 and moved its adoption, which motion prevailed, and the same was ordered spread on the records.

## HOUSE RESOLUTION NO. 1.

Be it resolved by the House of Representatives of the Territory of Oklahoma,

That the thanks of this Assembly be and the same are hereby tendered to the citizens of Guthrie for the magnificent ball and banquet so generously tendered to this Assembly on the evening of January 11th, last. We beg to say their generosity was beyond measure and their hospitality and kindness of the highest and best to sustain our lasting friendship.

Mr. Decker, Chairman of the Committee on Appropriations, announced his appointment of Peter Becker, as Clerk of the Committee.

The following House Bills were read first time by title :

House Bill No. 25, by Mr. Campbell.

"An Act Relating to Procedure Civil Before Justice of the Peace, Repealing Section 4723, of Article 8, Chapter 67, Statutes of 1895."

House Bill No. 26, by Mr. Campbell.

"An Act authorizing a bounty on coyote and wolf scalps."

House Bill No. 27, by Mr. Campbell.

"An Act relating to the inspection of oils and burning fluids, repealing Sections 1, 2, 3, 4, 5, 6, 10, 12, 13, 14, 15, and 16, of Chapter 36, Session Laws of 1895, and all of Chapter 21, Session Laws of 1899."

House Bill No. 28, by Mr. Campbell.

"An Act Relating to Game and Fish, Amending Sections 3, 10, and 11, of Chapter 15, Session Laws of 1899, Being An Act for the protection of Game and Fish."

House Bill No. 29, by Mr. Campbell.

"An Act Relating to Fees of Jurors and Witnesses, and Amending Sections 47, 48, and 49, of Chapter 15, of the Session Laws of 1897."

House Bill No. 30, by Mr. Campbell.

"An Act Relating to Simplifying the County Records, Repealing Section 6, Amending Sections 5, 7 and 8, of Article 6, Chapter 12, Session Laws of 1897."

House Bill No. 31, by Mr. Seeley.

**"An Act to Provide for Township and City Assessor, and for Other Purposes."**

House Bill No. 32, by Mr. Seeley.

**"An Act to Prevent and Punish the Improper Use of Money at Elections."**

House Bill No. 33, by Mr. Seeley.

**"An Act to Require the Publication of Lists of County Warrants Issued."**

House Bill No. 34, by Mr. VanKirk.

**"An Act to Amend Sections 1 and 2, Article 5, Chapter 73, Session Laws of 1893."**

House Bill No. 35, by Mr. VanKirk.

**"An Act to Amend Section 65, Chapter 15, Session Laws of 1897."**

House Bill No. 36, by Mr. Embry.

**"An Act to Amend Sections 10 and 35, Article 1, Chapter 41, of the Session Laws of Oklahoma of 1895, entitled An Act to amend Chapters 68 and 69 of the Statutes of Oklahoma of 1893, the Same Relating to Procedure Criminal."**

House Bill No. 37, by Mr. Wood.

**"An Act Amendatory to Section 7, Article 25, of Chapter 25, Statutes of Oklahoma Territory, 1893, Relating to Libel and Slander."**

House Bill No. 38, by Mr. Wood.

**"An Act to Repeal Chapter 51, Session Laws of Oklahoma 1895, entitled 'An Act to Provide for Collection of Compensation for Personal Purposes.' "**

House Bill No. 39, by Mr. Wood.

**"An Act Amendatory to Section 1, Article 2, of Chapter 20, Session Laws 1895, Entitled 'An Act to Amend Sections 1 and 4, of Article 26, of Chapter 25, of the Statutes of Oklahoma 1893, Entitled Crimes and Punishments.' "**

House Bill No. 40, by Frank Mathews.

**"An Act to Locate and Establish a Normal School, either in the Town of Granite, or Mangum, Greer County, Territory of Oklahoma, to be Known as the Southwestern Normal School, and to Provide for the Erection of Buildings, and for the Maintenance of Said School."**

House Bill No. 41, by J. L. Mathews.

"An Act to Restrict and Regulate the Rate of Interest in the Territory of Oklahoma, to Provide Penalties for the Violation Thereof, to Repeal all Laws in Conflict Herewith and for Other Purposes."

House Bill No. 42, by Mr. Phelps.

"An Act to Amend Section 64, Chapter 15, Session Laws of 1897, Entitled 'Fees and Salaries.' "

House Bill No. 43, by Mr. Oliphant.

"An Act to Amend Section 3, of Chapter 31, of the Session Laws of 1897, Changing Quarantine Line on the North."

House Bill No. 44, by Mr. Phelps.

"An Act to Encourage the Destruction of Wolves."

House Bill No. 45, by Mr. Jones.

"An Act to encourage the storage of water in Oklahoma Territory."

House Bill No. 46, by Mr. Jones.

"An Act to Destroy Insects and to Protect Shade Trees, Ornamental, Fruit and other trees and vines."

House Bill No. 47, by Mr. Jones.

"An Act to Amend Section 930, of Chapter 17, Article 1, of the Statutes of Oklahoma 1893."

House Bill No. 48, by Mr. Jones.

"An Act to Encourage the Planting of Trees in Oklahoma Territory along Section and Half Section Lines."

House Bill No. 49, by Mr. Jones.

"An Act to Prevent the Erection of Fences and Other Structures Intended to Damage, Injure or Annoy Adjoining Property Owners, and for the Abatement of Nuisances."

House Bill No. 50, by Mr. Jones.

"An Act to Amend Section 2, of Article 2, Chapter 37, of the Laws of Oklahoma of 1895, at Page 180, Entitled 'An Act to Authorize District Courts to Confer the Rights of Majority on Minors in Certain Cases.' "

Mr. Jones moved the suspension of the rules and that House Bills Nos. 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, and 50 be placed upon second reading, and referred to appropriate committees. The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 25 read and referred to Committee on Judiciary.

House Bill No. 26 read and referred to the Committee on Ways and Means.

House Bill No. 27 read and referred to the Committee on Ways and Means.

House Bill No. 28 read and referred to the Committee on Fish and Game.

House Bill No. 29 read and referred to the Committee on Judiciary.

House Bill No. 30 read and referred to the Committee on Judiciary.

House Bill No. 31 read and referred to the Committee on Judiciary.

House Bill No. 32 read and referred to the Committee on Elections and Legislative Apportionment.

House Bill No. 33 read and referred to the Committee on County and Township Organization.

House Bill No. 34 read and referred to the Committee on Education.

House Bill No. 35 read and referred to the Committee on Education.

House Bill No. 36 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 37 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 38 read and referred to the Committee on Judiciary.

House Bill No. 39 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 40 read and referred to the Committee on Education.

House Bill No. 41 read and referred to the Committee on Judiciary.

House Bill No. 42 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 43 read and referred to the Committee on Quarantine.

House Bill No. 44 read and referred to the Committee on Fish and Game.

House Bill No. 45 read and referred to the Committee on Agriculture.

House Bill No. 46 read and referred to the Committee on Agriculture.

House Bill No. 47 read and referred to the Committee on Private Corporations.

House Bill No. 48 read and referred to the Committee on Agriculture.

House Bill No. 49 read and referred to the Committee on Judiciary.

House Bill No. 50 read and referred to the Committee on Criminal Jurisprudence.

By unanimous consent Mr. Embry introduced House Bill No. 51. "An Act Providing for the Establishment and Maintenance of Separate Schools for White and Colored Children, and for Other Purposes," which was read the first time by title.

Mr. Embry moved the suspension of the rules and that House Bill No. 51 be placed upon second reading by title, which motion prevailed, and the bill was referred to the Committee on Education.

By unanimous consent, the following bills were introduced and read the first time by title:

House Bill No. 52, by Mr. Millard.

"An Act Relating to Corporations and Amending Section 12, Article 1, of Chapter 17, of the Statutes of the Territory of Oklahoma of 1893, and Repealing the Section of which this is Amending."

House Bill No. 53, by Mr. Wood.

"An Act Relating to Foreign Building and Loan Associations, and Providing the Method by Which They are Permitted to Transact Business in this Territory and Providing for the Regulation and Inspection Thereof."

Mr. Wood moved to suspend the rules and place House Bills Nos. 52 and 53 upon second reading, which motion prevailed, and the bills were read second time by title and referred to the Committee on Private Corporations.



Mr. Jones moved the appointment of a committee of three to investigate and report to the House the proper course to pursue in disposing of the pending contest cases.

The motion prevailed, and the Speaker appointed Messrs. Jones, Embry and Campbell.

Mr. Jones moved to adjourn, which motion prevailed.

Approved January 14th, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## EIGHTH DAY.

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Guthrie, Oklahoma Territory,  
Tuesday, January 15th, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

Mr. Allen was granted leave absence for the forenoon.

Mr. Alexander asked excuse for his absence January 14th, 1901, which excuse was granted.

The Journal of the Seventh Day was read and approved.

Mr. Alexander announced his appointment of W. T. Judkins as Clerk of the Committee on Municipal Corporations.

The Committee on Ways and Means, by Mr. Jones, reported as follows, which report was received, read and adopted:

Guthrie, Oklahoma Territory,  
January 14th, 1901.

Mr. Speaker:

We, the Committee on Ways and Means, have had under consideration House Bill No. 4, and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass, for the reason that we think it is contrary to law, in that it contains more than one Act.

C. G. JONES, Chairman.  
D. H. VAN KIRK,  
H. A. THOMAS,  
J. W. COMP,  
W. L. PHELPS,  
F. R. ROGERS,  
JAMES WILKIN.

Guthrie, Oklahoma Territory,  
January 14th, 1901.

Mr. Speaker:

We, the Committee on Ways and Means, have had under consideration House Bill No. 8 and beg leave to make the following report:

We recommend that this bill be referred to the Committee of the Whole House for their consideration, and further recommend that said bill do pass.

C. G. JONES, Chairman.  
D. H. VAN KIRK,  
H. A. THOMAS,  
J. W. COMP,  
W. L. PHELPS,  
F. R. ROGERS,  
JAMES WILKIN.

Guthrie, Oklahoma Territory,  
January 14th, 1901.

Mr. Speaker:

We, the Committee on Ways and Means, have had under consideration House Bill No. 9, and beg leave to make the following report:

Referring the bill back to the House with recommendation for its consideration in the Committee of the Whole House.

C. G. JONES, Chairman.  
D. H. VAN KIRK,  
H. A. THOMAS,  
J. W. COMP,  
W. L. PHELPS,  
F. R. ROGERS,  
JAMES WILKIN.

Guthrie, Oklahoma Territory,  
January 14th, 1901.

Mr. Speaker:

We, the Committee on Ways and Means, have had under consideration House Bill No. 18, and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass.

C. G. JONES, Chairman.  
D. H. VAN KIRK,  
J. W. COMP,  
W. L. PHELPS,  
F. R. ROGERS,  
JAMES WILKIN.

Guthrie, Oklahoma Territory,  
January 14, 1901.

Mr. Speaker:

We, the Ways and Means Committee, have had under consideration House Bill No. 20, and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass, for the reasons that we think it is contrary to law, in that it contains more than one Act.

C. G. JONES, Chairman.  
D. H. VAN KIRK,  
J. W. COMP,  
W. L. PHELPS,  
F. R. ROGERS,  
JAMES WILKIN.

The following House Bills were introduced and read the first time by title:

House Bill No. 54, by H. M. Brewer.

"An Act Regulating the Election of, and the Term of Office of County Commissioners."

House Bill No. 55, by Mr. Brewer.

"An Act Entitled 'An Act to Legalize the School Board of School District No. 50, in Grant County, in Establishing and Maintaining a Public School at a Place Other than the Regular Elected Place.' "

House Bill No. 56, by Mr. Thomas.

"An Act to Amend Section 4, Article 42, Chapter 25, Laws of 1893, Relating to Larceny."

House Bill No. 57, by Mr. Thomas.

**"An Act to amend Section 1, Article 1, Chapter 20 of the Session Laws of 1895, Relating to Larceny of Domestic Animals."**

House Bill No. 58, by Mr. Thomas.

**"An Act to amend Section 4, Article 45, Chapter 25, Statutes of Oklahoma 1893, Pertaining to Concealed Weapons."**

House Bill No. 59, by Mr. Seeley, by request.

**An Act Relating to Personal Delinquent Taxes, and the Disposition of Uncollected Tax Warrants."**

House Bill No. 60, by Mr. Seeley, by request.

**"An Act for the Protection of Life and Property Against Loss or Damage from the Operation of Steam Boilers, or Steam Engines or Steam Wherever Used for Power, by Incompetent Persons."**

Mr. Reid moved the suspension of the rules and that House Bills Nos. 54, 55, 56, 57, 58, 59, and 60 be placed upon second reading and referred to appropriate committees.

The motion prevailed.

#### SECOND READING OF BILLS.

House Bill No. 54, read and referred to the Committee on Elections and Legislative Apportionment.

House Bill No. 55, read and referred to the Committee on Education.

House Bill No. 56, read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 57, read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 58, read and referred to Committee on Criminal Jurisprudence.

House Bill No. 59, read and referred to the Committee on Ways and Means.

House Bill No. 60, read and referred to the Committee on Ways and Means.

On motion of Mr. Jones, the House was resolved into Committee of the Whole for the consideration of House Bills Nos. 4, 8, 9, 18 and 20.

The Speaker called Mr. Mathews of Greer to the Chair.

Chairman of the Committee of the Whole House reported that they had considered House Bills Nos. 4, 8, 9, 18 and 20 and recom-

mended that House Bill No. 20 be recommitted to the Committee on Ways and Means, and that House Bill Nos. 8 and 9 be printed according to the provisions of Rule No. 52.

The report was received and adopted.

On motion of Mr. Jones, a recess was taken until 11 o'clock A. M.

At 11 o'clock Speaker Stevens called the House to order.

The Speaker referred the Governor's message to Committees as follows:

Territorial Treasurer, printed message, pages 5 and 6, to Ways and Means.

Auditor's report, pages 6 and 7, Ways and Means.

Revenue assessment and levy and equalization of taxation, pages 7 and 8, to Ways and Means.

School Land, pages 8 and 9, to Public Land.

Camp Supply Reservation, page 9, Asylums and Public Charities.

Public Schools, pages 9 and 10, the University, page 10, the Normal Schools, The Agricultural and Mechanical College, page 10, The Langston Agricultural and Normal University, Committee on Education.

Deaf, Dumb and Blind, page 11, to Asylum and Public Charities.

The Attorney General, page 12, Judiciary.

The Banking law, page 12, to Banks and Banking.

Oil Inspection, page 12, to the Committee on Ways and Means.

Territorial Library, page 13, to the Committee on Judiciary.

Territorial Board of Health, Dentistry and Pharmacy, page 13, to the Committee on Medical and Sanitary.

National Guard, pages 13 and 14, to Committee on Military.

In aid of emigration, pages 14 and 15, to the Committee on Appropriations.

Live Stock Interests, page 15, to the Committee on Quarantine

Grain Inspection, pages 15 and 16, to the Committee on Ways and Means.

Juvenile offenders, pages 16 and 17, to the Committee on Penitentiary and Reformatory.

Insane, page 16, to the Committee on Asylums and Public Charities.

The Penitentiary, page 17, to the Committee on Penitentiary and Reformatory.

Elections, page 17, to the Committee on Elections and Legislative Apportionment.

Insurance to the Committee on Insurance.

By unanimous consent, Mr. Alexander introduced House Bill No. 61, "An Act defining Certain Powers and Duties of the District Courts, Fixing the Number of Bailiffs, and Providing the Compensation for Court Crier, Bailiff and Jurors, and for Other Purposes." which was read the first time by title.

Mr. Alexander moved the suspension of the rules and to place House Bill No. 61 upon second reading and refer it to the appropriate committee, which motion prevailed and the bill was referred to the Committee on Judiciary.

Mr. Jones moved to adjourn until 2 o'clock P. M., which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order with Speaker Stevens in the chair.

By unanimous consent the following bills were introduced and read the first time by title:

House Bill No. 62, by Mr. Wood, by request.

"An Act to be entitled An Act in regard to the fees of Sheriffs."

House Bill No. 63, by Mr. Decker.

"A bill entitled an act in regard to the fees of Jurors, in the District and Probate Courts, and for other purposes."

Mr. Oliphant moved the suspension of rules and that House Bills Nos. 62 and 63 be placed upon second reading and referred to appropriate committees.

The motion prevailed.

House Bill No. 62 was read and referred to the Committee on Compensation of Public Officers.

House Bill No. 63 was read and referred to the Committee on Judiciary.

Mr. Jones read and offered the following report, which, upon the motion of Mr. VanKirk, was received, adopted and the Committee discharged:

We, your special committee appointed by the Speaker to advise procedure in the contests pending before the House, submit the following report:

Rule 1. That when such contest Committee meet they shall organize by selecting one of their number as Secretary. The Chairman of said Committee is hereby given authority to administer all necessary oaths in taking testimony and other matters in connection with said contest proceeding, and any person wilfully swearing falsely to any material fact before such Committee shall be guilty of perjury and upon conviction thereof shall be punished as now provided by law for like offense. All testimony taken by said Committee shall be reduced to writing. We hereby recommend that the House make appropriation sufficient to defray all expenses necessarily and actually incurred by carrying into effect these recommendations.

Rule 2. The contest Committee appointed by the House shall, at a meeting called by the Chairman thereof, consider the pleadings filed by the contestant and contestee and if such Committee finds that the contestant's allegations are such that if found to be true the contestant would be entitled to the seat, then the said Committee shall proceed as hereinafter directed, but if the Committee finds that the allegations of contestant, if found to be true, are not sufficient to entitle the contestant to the seat, then they shall report such pleadings back to the House with recommendation of the Committee, and when such report is received, and the House may consider such allegations and determine whether such allegations of contestant are sufficient or not and if found to be sufficient the House shall direct the Committee to proceed further with the contest.

Rule 3. If the Committee finds that the allegations of the contestant if true are sufficient to entitle contestant to the seat in this House, or if by further direction of the House such allegations are found to be sufficient, then the said Committee shall proceed in the following manner: The Committee shall give the contestant and contestee four days' notice in writing directing them to appear at a time and place when such Committee will be in session, to submit the testimony in support of their respective allegations and



charges, and at such time set for said hearing, the contestant and contestee shall be permitted to appear in person and by attorneys and submit their testimony in support of their respective allegations and charges, and if at such time either the contestant or contestee makes it appear to the Committee that any disputed ballots are to be counted or evidence is to be had, that cannot be taken by a deposition or certified transcript of records, then such Committee shall order that such ballots shall be counted by said Committee at the place where they are properly kept by law, or order that the same be brought to this House for such purposes, on a day to be named by said Committee at which said count said contestant and contestee may be present in person or by attorney, or both, and such Committee shall count such ballots at the place where they are properly kept by law and shall classify such ballots into such classes as are necessary to show the number of ballots each of each distinctive character, with reference to mutilation, stamping and marking, that have been cast, and such classes shall be designated by A, B, C, etc., stating distinctly the peculiar characteristics of class A, and giving the number of ballots of class A, that were cast for the contestant and the number of ballots of class A that were cast for the contestee, etc., showing the peculiar characteristics from the legal standpoint of each class of ballots and showing the number of each class cast for the contestant and the number cast for the contestee and when such ballots are completed the Committee shall return the same to the proper custody, and shall seal all boxes in the same manner as they were found, deliver the same to the proper officer entitled to the custody thereof and leave with the officer having the custody of such ballots, statement of all ballots found in such box, that were cast for the contestant or contestee, and a statement showing the full number of such ballots left by such Committee in such box; Provided, however, That such Committee shall not examine the box of any precinct or poll, unless the contestant or contestee in his allegations have alleged irregularity of some kind or character, with respect to that particular precinct or poll. When such report is completed such Committee will file the same with the House.

Rule 4. The Committee before filing its report with the House shall make a finding of facts summarizing the evidence and filing

the same together with the evidence on which such findings are based.

**C. G. JONES,  
J. H. CAMPBELL,  
JOHN EMBRY.**

Mr. Oliphant moved that the House thank the special Committee for their exhaustive report, which motion prevailed.

Mr. Jones moved to refer House Bill No. 37 back to its author, Mr. Wood, upon his request. The motion prevailed.

Mr. Jones moved to adjourn, which motion prevailed.

Approved January 16th, 1901.

**WALTER C. STEVENS,  
Speaker.**

**H. F. ARDERY,  
Chief Clerk.**

## NINTH DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, January 16th, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House met pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Eighth Day was read, amended and approved.

Mr. Oliphant moved to reconsider the vote by which the report of the special committee to advise procedure in the contest cases was adopted. The motion prevailed.

Mr. Jones moved to amend the report of the Committee by inserting after the word "law" in line 17 of rule 3, the words "or order that the same be brought to this House for such purposes." The motion prevailed.

Mr. Oliphant moved to adopt the report as amended, which motion prevailed.

Mr. Jones nominated and moved the election of the following list of Enrolling and Engrossing Clerks:

S. G. Morgan, Assistant Chief.

Leda Sniggs.

M. R. Hartshorn.

Mamie Rice.

M. O. Leonard.

John Savage.

B. Smith.

E. M. Bailey.

M. H. Peebles.

Lulu Rison.

Mr. Wood introduced the following resolution, and offered it as a substitute for Mr. Jones's motion:

Resolved, By the House of Representatives of the Sixth Legislative Assembly of the Territory of Oklahoma: That for the first thirty days of this Session, there be elected by this House one Chief Enrolling and Engrossing Clerk, and five assistants, and that after said thirty days said force be increased for remainder of term to ten assistants.

R. E. WOOD.

Mr. Reid moved to lay the motion upon table.

Roll was called. The motion prevailed.

Yeas 19, nays 7.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Allen, Brewer, Hadley, Mathews of Greer, Nisbett, Seeley and Wood.

Mr. Jones moved the election of a stenographer to be known as "Stenographer for the members of the House," and to receive same per diem as Enrolling and Engrossing Clerks.

Several minority members objecting, Mr. Reid moved to lay Mr. Jones's motion on the table.

The roll was called. The motion prevailed.

Yeas 14, nays 12.

Those voting in the affirmative were Allen, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Millard, Nisbett, Phelps, Reid, Rogers, Sniggs, Thomas and Wilkin.

Those voting for the negative were Alexander, Brewer, Campbell, Comp, Jones, Mathews of Payne, Oliphant, Scott, Seeley, Van Kirk, Wood and Mr. Speaker.

#### MESSAGE FROM THE COUNCIL.

Council Chamber, Guthrie, O. T.

January 15th, 1901.

Mr. Speaker:

I have the honor to transmit through you to the House an engrossed copy of Council Concurrent Resolution No. 2, which has passed the Council.

Very respectfully,

THOS. KEARSE,

Chief Clerk Council.

The Speaker administered the oath of office to the following  
Enrolling and Engrossing Clerks:

S. G. Morgan.

Leda Sniggs.

Mamie Rice.

M. O. Leonard.

B. Smith.

E. M. Bailey.

M. H. Peebles.

The Committee on Railroads, by its Chairman, Mr. Reid, made the following report:

Mr. Speaker:

We, the Committee on Railroads, beg leave to report that we have had under consideration House Bill No. 12 and report the same back to the House with the recommendation that it do pass.

THOS. R. REID,  
Chairman.

Mr. Speaker:

We, the Committee on Railroads, beg leave to report that we have had under consideration House Bill No. 13 and report the same back to the House with the recommendation that it do pass.

THOS. R. REID,  
Chairman.

The Special Committee on the Atherton-Scott contest reported by Mr. Alexander, as follows:

Guthrie, Oklahoma Territory,  
January 15th, 1901.

To the House of Representatives:

The Committee having under consideration the contest case of S. P. Atherton vs. W. H. Scott, report that issues are joined in said case; that no evidence has been filed or given in said case up to the time of writing this report, January 16, 1901; that a trial will be necessary to determine said issue joined.

J. A. OLIPHANT,  
Chairman.

C. R. ALEXANDER,  
R. E. WOOD,

Mr. Embry moved that the report be received and filed and the Committee instructed to proceed in accordance with the rules provided for them. The motion prevailed.

Mr. Oliphant moved that the House grant the Special Committee on the Atherton vs. Scott contest five days more in which to secure the evidence in that case. The motion prevailed.

The following House Bills were introduced and read the first time by title:

House Bill No. 64, by Mr. Embry.

"An Act Authorizing the town of Wellston, Lincoln County, Oklahoma, to Construct, Own and Operate Waterworks, Fire Apparatus and for Other Purposes."

House Bill No. 65, by Mr. James L. Mathews.

"An Act to authorize the construction of additional buildings for the Agricultural and Mechanical College of Oklahoma Territory at Stillwater."

House Bill No. 66, by Mr. Scott.

"An Act amending Sec. one of Art. 29 of Chap. 25 of an act being entitled 'Crimes and Punishment,' of the Statutes of 1893."

House Bill No. 67, by Mr. Thomas.

"An Act amending Sec. 1, of Article 6, Chapter 43, Session Laws of Oklahoma, 1895, entitled An act to amend Sec. 13, Article 2, of Chapter 70, of Oklahoma Statutes relating to Revenue."

House Bill No. 68, by Mr. Brewer.

"An Act for the purpose of the Territorial Militia."

House Bill No. 69, by Mr. Brewer.

"An Act amending Sec. 1, of Article 2, Chapter 12, Session laws of 1897, providing for the time and manner of County Commissioners holding sessions."

House Bill No. 70, by Mr. Brewer by request.

"An Act to regulate the practice of Osteopathy in the Territory of Oklahoma."

House Bill No. 71, by Ferguson.

"An Act relating to bribery, and fixing the punishment thereof."

House Bill No. 72, by Mr. Phelps.

"An Act for the appointment and compensation of assistant County Attorneys in Counties of more than twenty thousand inhabitants."

House Bill No. 73, by Mr. J. H. Decker.

"An Act providing for the assessment of real estate and personal property in the Territory of Oklahoma and for the repeal of Chapter 32, Sections 1 and 2, of the laws of Oklahoma Territory."

House Bill No. 74, by Mr. Hadley.

"An Act entitled An Act to provide for the taxation of Insurance, Guaranty and Accident Companies not Organized Under the Laws of the Territory of Oklahoma."

House Bill No. 75, by Mr. Hadley.

"An Act entitled An Act amendatory of Section 298 of Chapter 66 of the General Statutes of 1893, relating to the verdict of Jurors."

Mr. Wood filed a bill as substitute for House Bill No. 37, and by unanimous consent it was substituted for and allowed to take the status of original House Bill No. 37.

The following bills were introduced and read the first time by title:

House Bill No. 76, by Mr. Wood.

"An Act relating to sureties in civil and criminal actions."

House Bill 77, by Mr. Brewer.

"An Act providing for depositories for public funds."

House Bill No. 78, by Mr. Nisbett.

"An Act to repeal Section 2, of Article 29, of Chap. 25 of the Oklahoma Statutes of 1893, relating to 'Crimes and Punishment.'"

Mr. Oliphant moved the adoption of Council Concurrent Resolution No. 2, which motion prevailed.

Mr. Oliphant moved that the Speaker appoint a Committee of three members of the House to act in conformity with Council Concurrent Resolution No. 2. The motion prevailed.

By unanimous consent Mr. Hadley introduced House Bill No. 79.

"An Act entitled An Act amending Sec. 1 of Art. 3, of Chapter 34 statutes of 1897, changing time of annual school meeting."

Mr. Wood moved that the House resolve itself into a Committee of the Whole for the consideration of House Bills Nos. 12 and 13.

Mr. Alexander moved to adjourn.

The roll was called.

The motion prevailed. Yeas 13, nays 12, not voting, Mr. Phelps.

Those voting for the affirmative were Alexander, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Nisbett, Rogers, Scott, Seeley, Sniggs, Thomas, and Wilkin.

Those voting for the negative were Allen, Brewer, Campbell, Comp, Decker, Jones, Millard, Oliphant, Reid, VanKirk, Wood and Mr. Speaker.

#### AFTERNOON SESSION.

At 2 P. M. the House was called to order with Speaker Stevens in the chair.

The Speaker administered the oath to Miss Lulu Rison as enrolling and engrossing clerk.

Mr. Wood moved that the House resolve itself into a Committee of the Whole for the consideration of House Bills Nos. 12 and 13. The motion prevailed, and the Speaker called Mr. Alexander to the chair.

Mr. Alexander, chairman of the Committee of the Whole, reported that the Committee of the Whole House had had under consideration House Bills No. 12 and No. 13, and recommend that they do pass.

Upon motion of Mr. Oliphant, the report was adopted.

Mr. Jones moved that the rules be suspended and House Bill No. 12 be considered engrossed, read the third time, and placed on its final passage. The motion prevailed.

House Bill No. 12 was read the third time.

The question being upon the final passage of House Bill No. 12, the roll was called. Ayes 23, nays 2, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Winkin, Wood, and Mr. Speaker.

Those voting in the negative were Hadley and Thomas.

Absent, Mr. Comp.

The bill having received the constitutional majority, passed.

Mr. Oliphant moved that the rules be suspended and House Bill No. 13 be read third time, considered engrossed, and placed on its final passage.

The motion prevailed.



House Bill No. 13 was read the third time.

The question being upon the final passage of House Bill No. 13, the roll was called. Ayes 23, nays 2, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin, Wood, and Mr. Speaker.

Those voting in the negative were Hadley and Thomas.

Mr. Comp, being absent, did not vote.

The bill having secured the constitutional majority, passed.

Mr. Wood moved to suspend the rules and place House Bills Nos. 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78 and 79, upon second reading and to refer them to the appropriate Committees. The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 64 read and referred to the Committee on Municipal Corporations.

House Bill No. 65 read and referred to the Committee on Education.

House Bill No. 66 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 67 read and referred to the Committee on Ways and Means.

House Bill No. 68 read and referred to the Committee on Military Affairs.

House Bill No. 69 read and referred to the Committee on County and Township organization.

House Bill No. 70 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No 71, read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 72 read and referred to the Committee on County and Township Organization.

House Bill No. 73 read and referred to the Committee on Ways and Means.

House Bill No. 74 read and referred to the Committee on Insurance.

House Bill No. 75 read and referred to the Committee on Judiciary.

House Bill No. 76 read and referred to the Committee on Judiciary.

House Bill No. 77 read and referred to the Committee on Ways and Means.

House Bill No. 78 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 79 read and referred to the Committee on Education.

By unanimous consent Mr. Oliphant introduced a resolution commending the Kansas Legislature for its selection of Hon. J. R. Burton as United States Senator.

Mr. Brewer moved to lay the resolution upon the table. The motion was lost.

Mr. Sniggs moved to indefinitely postpone consideration of the resolution. The motion was lost.

Mr. Alexander moved to return the resolution to its author for amendment. The motion prevailed.

Mr. Jones moved to adjourn, which motion prevailed.

Approved January 17, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## TENTH DAY.

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Guthrie, Oklahoma Territory,  
Thursday, January 17th, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Comp and Millard, who were excused.

The Journal of the Ninth Day was read, amended and approved.

The Speaker administered the oath to Miss M. R. Hartshorn as Enrolling and Engrossing Clerk.

The name of D. T. VanKirk was announced as Clerk of the Committee on Education.

Mr. Oliphant moved to reconsider the vote by which the House adopted Council Concurrent Resolution No. 2.

Roll call. The motion was defeated. Yeas 11, nays 12, absent 3.

Those voting in the affirmative were Alexander, Allen, Decker, Jones, Oliphant, Reid, Seeley, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Nisbett, Phelps, Rogers, Scott, Thomas and Wood.

Absent, Campbell, Comp and Millard.

On motion of Mr. Nisbett, House Bill No. 44 was taken from the Committee on Fish and Game, and referred to the Committee on Ways and Means.

The following House Bills were introduced and read the first time by title:

House Bill No. 80, by Mr. Allen.

"An Act for the protection of Inn Keepers."

House Bill No. 81, by Mr. Allen.

"An Act amending Section 2901, Art. 3, Chap. 36, Laws of 1893, entitled 'Fees and Salaries.' "

House Bill No. 82, by Mr. Seeley.

"An Act to prohibit County Superintendents of Public Instruction or members of school board from acting as agents for or being interested in any contract for the furnishing of school supplies."

House Bill No. 83, by Mr. Alexander.

"An Act relating to liens on Domestic Animals."

House Bill No. 84, by Mr. Sniggs.

"An Act entitled An Act to amend Sec. 1, Art. 2, Chap. 11, Session laws of 1899, relating to County Assessors."

House Bill No. 85, by Mr. Embry.

"An Act for the relief of sureties on official bonds."

House Bill No. 86, by Mr. Oliphant.

"An Act to amend Sec. 9, of Chap. 12, laws of Oklahoma, 1897, on County Assessors."

House Bill No. 87, by Mr. Reid, by request.

"An Act to Define and Punish Frauds Upon Hotel, Inn, Boarding and Eating House Keepers; Penalties."

January 17th, read first time.

The Committee on County and Township organization by its chairman Mr. Oliphant made the following report.

Guthrie, Oklahoma Territory,

Jan. 17th, 1901.

Mr. Speaker:

The Committee on County and Township Organization having had under consideration House Bill No. 33 recommend the same do not pass.

Mr. Wood moved that the report be adopted, which motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole, for the consideration of bills upon the calendar. The motion prevailed and Mr. Brewer was called to the Chair by the Speaker.

Mr. Brewer, Chairman of the Committee of the Whole House, made the following report:

Guthrie, Oklahoma Territory,  
Jan. 17th, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 8, recommend the same be referred back to the Committee on Ways and Means.

H. M. BREWER, Chairman.

Guthrie Oklahoma Territory,  
Jan. 17th, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 9, report progress and ask leave to sit again.

H. M. BREWER, Chairman.

On motion of Mr. Jones, the report was adopted.

Mr. Hadley moved to adjourn, which motion prevailed.

AFTERNOON SESSION.

At 2 P. M. the House was called to order with Speaker Stevens in the Chair.

By unanimous consent the following bills were introduced and read the first time by title:

House Bill No. 88, by Mr. Wood.

"An Act to amend Sec. 1, of Art. 3, Chapter 11, Session laws 1895, entitled "An Act amendatory of Sec. 1, and repealing Sec. 9, of Art. 4, of Chap. 14, of the Statutes of Oklahoma, pertaining to Police Judge."

House Bill No. 89, by Mr. Oliphant.

"An Act relating to the Inspection of Oils."

Mr. Jones moved that the House be resolved into a Committee of the Whole for the further consideration of House Bill No. 9. The motion prevailed and the Speaker called Mr. Jones to the Chair.

Mr. Jones, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
Jan. 17th, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 9, report progress and beg leave to sit again.

C. G. JONES,  
Chairman.

On motion of Mr. Reid, the report was adopted.

Mr. Wood moved to suspend the rules and place House Bills Nos. 80, 81, 82, 83, 84, 85, 86, 87, 88, and 89 upon second reading and refer them to appropriate committees. The motion prevailed.

House Bill No. 80 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 81 read and referred to the Committee on Judiciary.

House Bill No. 82 read and referred to the Committee on Education.

House Bill No. 83 read and referred to the Committee on Judiciary.

House Bill No. 84 read and referred to the Committee on County and Township Organization.

House Bill No. 85 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 86 read and referred to the Committee on Ways and Means.

House Bill No. 87 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 88 read and referred to the Committee on Judiciary.

House Bill No. 89 read and referred to the Committee on Ways and Means.

By unanimous consent, Mr. Joseph E. Ewell, of Buffalo, N. Y., addressed the House on the subject of the Pan-American Exposition, and extended an invitation to Oklahoma to participate in the Exposition.

Mr. Oliphant moved that the invitation be received and held for further consideration and acceptance.

Mr. Embry, Chairman of the Committee on Judiciary, made the following report:

Guthrie, Oklahoma Territory,  
January 15th, 1901.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 10, beg leave to report that we have examined said bill and hereby report back the same with amendments, and

recommend that it do pass as amended, and the said bill as amended is hereto attached.

JOHN EMBRY,

Chairman.

Messrs. VanKirk, Millard, Campbell, Embry, Ferguson, Wood, and Thomas, being members of the Committee on Education, and Messrs. Phelps and Nisbett, were granted leave of absence for Friday, January 18th, 1901, for the purpose of visiting the Territorial University at Norman.

Mr. Reid moved that the subpoenas in the Atherton vs. Scott contest be issued. The motion prevailed, and it was so ordered.

Mr. Oliphant introduced the following resolution and moved its adoption:

#### HOUSE RESOLUTION No. 2.

Resolved: That it is the sense of this House that the County Clerks, who may be subpoenaed to appear before the Contest Committee of this House, with their records, be paid a reasonable sum to cover their expenses and per diem for such service. The resolution was adopted.

Mr. Embry moved to reconsider the vote by which House Bill No. 10 was ordered printed. The motion prevailed.

Mr. Embry moved that the House be resolved into a Committee of the Whole for the consideration of House Bill No. 10. The motion prevailed and Mr. Embry was called to the chair by the Speaker.

Mr. Embry, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

January 17th, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 10, recommend that same do pass as amended.

JOHN EMBRY,

Chairman.

Mr. Jones moved to adopt the report, which motion prevailed.

Mr. Jones moved that House Bill No. 10 be ordered engrossed. The motion prevailed and it was so ordered.

Subpoenaes duces tecum were placed in the hands of the Sergeant-at-Arms, directing the County Clerks of Payne and Lincoln Counties to appear before the Contest Committee in Guthrie, O. T., on Tuesday, January 22, 1901, and to bring with them certain ballots, tally sheets and records relative to the election of Representative of the Sixth District, at the general election, November 6th, 1900.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 9. The motion prevailed and the Speaker called Mr. Jones to the chair.

Mr. Jones, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
January 17th, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 9, recommend the same do pass as amended.

C. G. JONES,  
Chairman.

On motion, the report was adopted.

Mr. Jones moved that the rules be suspended and House Bill No. 9 be considered engrossed, read the third time and placed upon its final passage. The motion prevailed, and House Bill No. 9 was read the third time.

The question being upon the final passage of House Bill No. 9, the roll was called, there being ayes 24, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Comp and Millard being absent.

House Bill No. 9, having received a constitutional majority, passed.

Mr. Jones moved that the vote by which House Bill No. 9 passed be reconsidered, and that the motion be laid on the table. The motion prevailed.



Mr. Reid moved to adjourn, which motion prevailed. .

Approved January 18, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,

Chief Clerk.

## ELEVENTH DAY.

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Guthrie, Oklahoma Territory,  
Friday, January 18th, 1901.

### MORNING SESSION.

At 9 A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Campbell, Embry, Ferguson, Millard, Nisbett, Phelps, Thomas, VanKirk, and Wood, who were excused to visit the Territorial University at Norman.

The Journal of the Tenth Day was read, amended and approved.

The Committee on Quarantine was granted five more days in which to report their action on House Bill No. 21.

Mr. Oliphant introduced House Resolution No. 3.

### HOUSE RESOLUTION No. 3.

By John A. Oliphant.

House of Representatives,

Guthrie, Oklahoma Territory,

January 18th, 1901.

Resolved: That in the election of J. R. Burton to the Senate of the United States by the Kansas Legislature yesterday, that State has continued her usual custom of securing a good man for the place, and Kansas will continue to be represented in that body by one of the most talented and eloquent men in the nation. We of Oklahoma feel grateful to Kansas for having elected such a champion of the rights of this Territory as the Hon. J. R. Burton has ever been in public life, and a copy be sent to Hon. J. R. Burton.

On motion, was adopted as amended.

The following House Bill was introduced and read the first time by title:

House Bill No. 90, by Mr. Alexander.

"An Act fixing the compensation of jurors and witnesses and prescribing the manner of their payment and for other purposes."

Mr. Reid moved to suspend the rules and place House Bill No. 90 upon second reading and refer the same to the appropriate committee. The motion prevailed and the bill was read the second time and referred to the Committee on Judiciary.

Mr. Jones asked to be excused until Wednesday, January 23, 1901, or longer, on account of the illness of his family, which excuse was unanimously granted.

The Committee on Agriculture was granted an extension of five days 'time in which to report on bills referred to them.

On motion of Mr. Jones the House adjourned until Monday, January 21, 1901, at 2 o'clock p. m.

Approved January 21, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## TWELFTH DAY.

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Guthrie, Oklahoma Territory,  
Saturday, January 19th, 1901.

## THIRTEENTH DAY.

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Guthrie, Oklahoma Territory,  
Sunday, January 20, 1901.

## FOURTEENTH DAY.

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Guthrie, Oklahoma Territory,  
Monday, January 21, 1901.

### AFTERNOON SESSION.

At two o'clock P. M. the House met pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Jones and Ferguson who were excused on account of sickness in their respective families.

The Journal of the Eleventh day was read and approved.

The Judiciary Committee, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
January 17th, 1901.

Mr. Speaker:

Your committee on Judiciary have had under consideration House Bill No. 38, and beg leave to make the following report:

We report back to the House, House Bill No. 38, hereto attached, and recommend that it do not pass.

JOHN EMBRY,  
Chairman.

Guthrie, Oklahoma Territory,  
January 17th, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bill No 41, and beg leave to make the following report:

We report back to the House, House Bill No. 41, hereto attached, and recommend that it do not pass.

JOHN EMBRY,  
Chairman.

Guthrie, Oklahoma Territory,  
January 17th, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bill No. 76 and beg leave to make the following report:

We herewith report back to the House, House Bill No 76, hereto attached, and recommend that it do pass.

JOHN EMBRY,  
Chairman.

The Committee on Judiciary was granted an extension of five (5) days time in which to report action upon bills referred to them.

Upon motion of Mr. VanKirk, House Bill No. 31 was referred back to its author, Mr. Seeley, upon his request.

The following House Bills were introduced and read the first time by title:

House Bill No. 91, by Mr. Hadley.

"An Act entitled an act to regulate and control the sale of patent medicines in the Territory of Oklahoma."

House Bill 92, by Mr. Embry.

"An Act amending Sections 7, 8, 9, 10, 11, and 12, Chap. 8, Statutes of Oklahoma, 1893, relating to the County Boards."

House Bill No. 94, by Mr. Mathews, of Payne.

"An Act to authorize the construction of additional buildings for the Agricultural and Normal University at Langston."

House Bill No. 93, by Mr. Mathews of Payne.

"An Act concerning the taxation of real estate encumbered by mortgage."

House Bill No. 95, by Mathews of Greer.

"An Act to amend section 201, Chap. 66, Procedure Civil, Statutes 1893."

House Bill No. 96, by Mr. Comp.

"An Act to amend Section one, Article two, Session Laws 1893, defining the duties of persons using the public highways."

House Bill No. 97, by Mr. Comp.

"An Act to amend Session Laws 1895, Chap. 22, Art. 1, Sec. 1, An Act entitled an act for the better protection of stockmen and also for the A. H. T. A. Association."

Mr. Alexander moved to suspend the rules and place House Bills Nos. 91, 92, 93, 94, 95, 96 and 97 upon second reading and refer them to the appropriate committees.

Mr. Embry moved to amend by not including House Bill No. 92, which amendment prevailed.

The original motion then prevailed.

### SECOND READING OF BILLS.

House Bill No. 91 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No. 93 read and referred to the Committee on Judiciary.

House Bill No. 94 read and referred to the Committee on Education.

House Bill No. 95 read and referred to the Committee on Judiciary.

House Bill No. 96 read and referred to the Committee on Roads and Highways.

House Bill No. 97 read and referred to the Committee on Criminal Jurisprudence.

### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

January 21, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives an engrossed copy of Council Bill No. 16, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

January 21, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives an Engrossed copy of Council Bill No. 16, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.



Mr. Reid moved to suspend the rules and place House Bill No. 92 upon second reading. The motion prevailed.

House Bill No. 92 was read the second time and referred to the Committee on Medical and Sanitary Affairs.

Mr. Embry moved to suspend the rules and that House Bill No. 92 be ordered printed.

Mr. Mathews of Greer moved to amend by providing that House Bill No. 92 be printed and copies thereof placed upon the desks of the members of the House by Tuesday morning, January 22, 1901. The amendment prevailed.

The original motion then prevailed.

Mr. Nisbett introduced House Concurrent Resolution No. 1, pertaining to the burning of the college buildings at Sacred Heart Mission, Oklahoma, which was read.

Upon motion of Mr. Oliphant, the rules were suspended and the resolution adopted.

Mr. Alexander introduced House Concurrent Resolution No. 2, pertaining to the buildings and grounds at Camp Supply, which was read.

Mr. Sniggs moved to suspend the rules and adopt House Concurrent Resolution No. 2, which motion prevailed.

Mr. VanKirk moved to adjourn until 9 o'clock A. M., January 22, 1901, which motion prevailed.

Approved January 22, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FIFTEENTH DAY.

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Guthrie, Oklahoma Territory,  
January 22, 1901.

### MORNING SESSION.

At 9 o'clock A. M., Speaker Stevens called the House to order pursuant to adjournment.

Prayer by the Chaplain.

Roll call showed all members present except Campbell, Phelps and Ferguson.

Messrs. Campbell and Ferguson were excused on account of sickness.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Education have had under consideration House Bill No. 34, and beg leave to make the following report:

We recommend that the bill do pass.

D. H. VAN KIRK,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Education have had under consideration House Bill No. 55, and beg leave to make the following report:

We recommend that the bill do pass.

D. H. VAN KIRK,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Education have had under consideration House Bill No. 70, and beg leave to make the following report:

We recommend that the bill be referred to the proper committee.

D. H. VAN KIRK,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

~~Your~~ Committee on Education have had under consideration House Bill No. 51, and beg leave to make the following report:

We recommend that the bill do pass.

D. H. VAN KIRK,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Education have had under consideration House Bill No. 19, and beg leave to make the following report:

We recommend that the bill do not pass.

D. H. VAN KIRK,  
Chairman.

On motion of Mr. VanKirk, House Bill No. 19 was referred back to its author by request.

The Committee on Criminal Jurisprudence, by its Chairman, Mr. Reid, made the following report:

Guthrie, Oklahoma Territory,  
January 18th, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 39, and beg leave to make the following report:

We recommend that the bill do not pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 18th, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 50, and beg leave to make the following report:

We recommend that this bill be referred to the Committee of the Whole House for their consideration and that the bill be passed as amended.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 18th, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 56, and beg leave to make the following report:

We recommend that the bill do not pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 18th, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 57, and beg leave to make the following report:

We recommend that the bill do not pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 18th, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 58, and beg leave to make the following report:

We recommend that this bill be referred back to the House and that it be considered by the Committee of the Whole House.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 18th, 1901.

**Mr. Speaker:**

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 66, and beg leave to make the following report:

We recommend that the bill do not pass.

THOS. R. REID,  
Chairman.

Upon request of Mr. Hadley, the Committee on Insurance was granted an extension of five days' time in which to report House Bill No. 74.

The following bills were read the first time by title:

House Bill No. 98, by Mr. Oliphant.

"An Act to amend Section 3, of Article 21, Chapter 17, Laws of 1893, relating to the duties of foreign corporations and for other purposes."

House Bill No. 99, by Mr. Oliphant.

"An Act to amend Section 28, Chapter 51, General Statutes 1893, and for other purposes."

House Bill No. 100, by Mr. Oliphant.

"An Act to amend Section 25, Article 3, Chapter 58, Laws of 1893."

House Bill No. 101, by Mr. Comp.

"An Act for the Protection of Committees of the A. H. T. A. Association."

The following Council Bills were read the first time by title:

Council Bill No. 16, "An Act relating to the fiscal year defined and amendatory of Section 1, of Chapter 32, Session Laws of 1897, of Oklahoma Territory."

Council Bill No. 38, "An Act to define adultery and fornication, to prescribe punishment thereof, and for other purposes."

Mr. Wood moved to suspend the rules and place House Bills Nos. 16 and 38 upon second reading and refer them to appropriate committees, which motion prevailed.

SECOND READING OF BILLS.

Council Bill No. 16 read and referred to the Committee on Ways and Means.

Council Bill No. 38 read and referred to the Committee on Criminal Jurisprudence.

Messrs. Oliphant, Wood and Alexander, the committee to take the evidence in the Atherton vs. Scott contest, and Mr. Scott were excused for the purpose of proceeding with the contest case.

By unanimous consent Mr. Reid introduced House Bill No. 102, "An Act relating to county assessors."

Mr. Reid moved to suspend the rules, and to place House Bill No. 102 upon second reading.

The motion prevailed and House Bill No. 102 was read the second time.

Mr. Reid moved to suspend the rules and that House Bill No. 102 be considered Engrossed, read the third time, and placed upon its final passage.

The motion prevailed. House Bill No. 102 was read the third time.

The question being upon the final passage of House Bill No. 102, the roll was called. Ayes 19, nays 3, absent 4.

Those voting in the affirmative were Alexander, Brewer, Comp, Decker, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Phelps, Reid, Rogers, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Allen, Embry and Seeley.

Absent, Campbell, Ferguson, Oliphant and Scott.

House Bill No. 102 having received the constitutional majority, passed.

Mr. Reid moved to reconsider the vote by which House Bill No. 102 was passed, and to lay that motion upon the table. The motion prevailed.

Mr. Embry moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 92.

The motion prevailed and the Speaker called Mr. Millard to the chair.

Mr. Millard, Chairman of the Committee Whole House, made the following report:

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 92, we recommend the same do pass as amended.

RET. MILLARD,  
Chairman.

Mr. Jones moved that House Bill No. 92 be ordered Engrossed as amended, which motion prevailed and it was so ordered.

Mr. Allen moved to adjourn until 2 o'clock P. M., which motion prevailed.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order with Speaker Stevens in the chair.

Mr. Jones moved that the House resolve into a Committee of the Whole for the consideration of House Bill No. 76 and other bills upon the calendar.

The motion prevailed, and the Speaker called Mr. Thomas to the chair.

Mr. Thomas, Chairman of the Committee of the Whole House, made the following report:

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 4 recommend the same be referred back to the author by request.

H. A. THOMAS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 18 recommend the same be referred back to its author by request.

H. A. THOMAS,  
Chairman.

Guthrie, Oklahoma Territory,

January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No 20 recommend the same be referred back to its author by request.

H. A. THOMAS,

Chairman.

Guthrie, Oklahoma Territory,

January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No 41, recommend the same be referred back to its author.

H. A. THOMAS,

Chairman.

Guthrie, Oklahoma Territory,

January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 76 recommend the same do pass.

H. A. THOMAS,

Chairman.

Mr. Thomas moved the adoption of the report, which motion prevailed.

Mr. Jones moved to suspend the rules, that House Bill No. 76 be considered engrossed, read the third time, and placed upon its final passage. The motion prevailed. House Bill No. 76 was read the third time.

The question being upon the final passage of House Bill No. 76, the roll was called.

Ayes 19, nays 2, absent 5. Those voting in the affirmative were Allen, Brewer, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Phelps, Nisbett, Reid, Seeley, Sniggs, Thomas, VanKirk, Winkin, Wood and Mr. Speaker.

Those voting in the negative were Hadley and Rogers.

Absent, Alexander, Campbell, Comp, Oliphant and Scott.



House Bill No. 76 having received the constitutional majority, passed.

Mr. Jones asked excuse for Mr. Comp for the day on account of sickness, which excuse was granted.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 34.

The motion prevailed and the Speaker called Mr. Phelps to the Chair.

Mr. Phelps, Chairman of the Committee of the Whole House, made the following report:

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 34, recommend the same do pass as amended.

W. L. PHELPS,  
Chairman.

Mr. Jones moved the adoption of the report, which motion prevailed.

Mr. Jones moved that House Bill No. 34, be ordered engrossed, which motion prevailed and it was so ordered.

The Committee on Judiciary, by its Chairman Mr. Embry, made the following report.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Judiciary having had under consideration House Bill No. 25, beg leave to make the following report:

We refer back to House, House Bill No. 25, and recommend that it do not pass.

JOHN EMBRY,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Judiciary having had under consideration House Bill No. 30, and beg leave to make the following report:

We refer back to House, House Bill No. 30, and recommend that it do not pass.

JOHN EMBRY,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Judiciary having had under consideration House Bill No. 75, beg leave to make the following report:

We refer back to House, House Bill No. 75, and recommend that it do not pass.

JOHN EMBRY,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bill No. 88, and beg leave to make the following report:

We refer back to House, House Bill No. 88, and recommend that it do pass.

JOHN EMBRY,  
Chairman.

Mr. Mathews of Payne moved to adjourn, which motion prevailed.

Approved January 23, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## SIXTEENTH DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, January 23, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Fifteenth Day was read, amended and approved.

Mr. Jones moved to reconsider the vote by which the report of the Committee of the Whole on House Bill No. 41 was adopted.

The motion prevailed.

Mr. Jones moved that House Bill No. 41 be referred back to its author.

The motion prevailed.

The Committee on Private Corporations by its Chairman, Mr. Seeley, made the following report:

Mr. Speaker:

Your Committee on Private Corporations to whom was referred House Bill No. 52, beg leave to report that they have had the same under consideration and recommend that said bill do not pass for the reason that another bill covers the same subject matter and includes other matters.

S. E. SEELEY,  
Chairman.

Mr. Speaker:

Your Committee on Private Corporations to whom was referred House Bill No. 47 beg leave to submit the following report:

We have had under consideration and recommend that the bill do pass with the following amendments: Insert after the word

"formed" and before the word "by" in line one of section one, the following words: "for the transaction of the business herein named in Oklahoma Territory, the Indian Territory and elsewhere."

S. E. SEELEY,  
Chairman.

Mr. Speaker:

Your Committee on Private Corporations to whom was referred House Bill No. 53, beg leave to report that they have had the same under consideration, and beg leave to recommend that said bill do pass, all of which is respectfully submitted.

S. E. SEELEY,  
Chairman.

The Committee on Ways and Means, by its chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 44, and beg to make the following report:

We refer the bill back to the House with the recommendation that it do pass as amended.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 60, and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 67, and beg leave to make the following report.

We refer the bill back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 22, 1901.

**Mr. Speaker:**

We, your Committee on Ways and Means, have had under consideration House Bill No. 77 and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

The Committee on Compensation of Public Officers was granted an extension of five days' time in which to report the action upon bills referred to them.

The following House Bills were introduced and read the first time by title:

House Bill No. 103, by Mr. Sniggs.

"An Act to amend Section 33, Art. 1, Chap. 72, Laws of 1893, relating to road overseers."

House Bill No. 104, by Mr. Allen.

"An Act changing the time and places for holding elections for County Superintendent of Public Instruction and amendatory of Sec. 1, of Art. 1, of Chap. 73, of Statutes of Oklahoma, 1893, entitled 'An Act for the support and regulation of common schools.'"

House Bill No. 105, by Mr. Seeley.

"An Act Relating to Landlord and Tenant."

House Bill No. 106, by Mr. Campbell.

"An Act to prevent the spread of small-pox."

House Bill No. 107, by Mr. Hadley.

"An Act to prohibit discrimination and indirect bribery by persons and corporations engaged in business of common carriers."

House Bill No. 108, by Mr. Decker, by request.

"An Act entitled an act making appropriations for the maintenance and support of the Northwestern Normal School of Oklahoma for the fiscal year ending June 30, 1901."

House Bill No. 109, by Mr. Decker, by request.

"An Act declaring the 17th day of May a legal holiday."

House Bill No. 110, by Mr. Campbell.

"An Act to prevent the practice of hypnotism, mesmerism, and other kindred practices."

House Bill No. 111, by Mr. Millard.

"An Act establishing a Board of Agriculture, defining its duties, and for other purposes."

SECOND READING OF BILLS.

House Bill No. 98 read and referred to the Committee on Judiciary.

House Bill No. 99 read and referred to the Committee on Judiciary.

House Bill No. 100 read and referred to the Committee on Judiciary.

House Bill No. 101 read and referred to the Committee on Criminal Jurisprudence.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the calendar.

The motion prevailed and the Speaker called Mr. Decker to the chair.

The Committee of the Whole arose to receive a message from the Council.

Territory of Oklahoma, Council Chamber,

Guthrie, Oklahoma Territory,

January 23, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Bill No. 23, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

The Committee of the Whole, by its Chairman, Mr. Decker, made the following report:

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration House Bill No. 88, recommend the enacting clause of said bill be stricken out.

J. H. DECKER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration House Bill No. 50, recommend the same do pass.

J. H. DECKER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration House Bill No. 55, recommend the same do pass.

J. H. DECKER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration House Bill No. 58, recommend the same be referred back to the Committee on Criminal Jurisprudence.

J. H. DECKER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration House Bill No. 51, report progress and ask leave to sit again.

J. H. DECKER,  
Chairman.

Upon motion of Mr. Jones, the report of the Committee of the Whole House was adopted.

Mr. Campbell was excused on account of the sickness of his son.

Mr. Oliphant move that the House adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M., the House was called to order with Speaker Stevens in the chair.

Mr. Brewer moved to suspend the rules, and that House Bill No. 55 be considered engrossed, read the third time, and placed upon its final passage.

The motion prevailed. House Bill No. 55 was read the third time.

The question being upon the final passage of House Bill No. 55, the roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Absent, Campbell, Jones and Wood.

House Bill No. 55, having received a constitutional majority, passed.

Mr. Alexander moved that all bills reported favorably by the Committee of the Whole be ordered engrossed.

The motion prevailed and it was so ordered.

By unanimous consent, Mr. Nisbett introduced House Bill No. 112, "An Act to create a more efficient road system in the Territory of Oklahoma," which was read the first time by title.

The following communication from Hon. J. R. Burton was read:

Topeka, Kansas,  
January 19th, 1901.

Mr. H. F. Ardery,  
Chief Clerk House of Representatives,  
Guthrie, Oklahoma.

Dear Sir:

Your kind favor of January 18th received, enclosing a copy of House Resolution No. 4, for which please accept my sincere



thanks. I feel it a high honor that the Legislature of Oklahoma has spoken so complimentary of my election to the Senate. I look upon Oklahoma as a daughter of Kansas, a beautiful, charming daughter, that she is, and it will be my great pleasure to contribute to her interests in every way in my power, as Senator from Kansas.

Again thanking you, and through you, the Legislature of Oklahoma, I remain,

Faithfully yours,

J. R. BURTON.

Mr. Oliphant moved that Mr. Burton's communication be spread upon the Journal, which motion prevailed.

#### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber,

Guthrie, Oklahoma Territory,

January 22, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Bill No. 22, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 51, and other bills on the calendar.

The motion prevailed and the Speaker called Mr. Sniggs to the Chair.

Mr. Sniggs, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

January 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No 51, recommend the same do pass as amended.

A. T. SNIGGS,

Chairman.

On motion of Mr. Oliphant the report was adopted.

Mr. Embry moved that House Bill No. 51 be ordered engrossed as amended. The motion prevailed and it was so ordered.

By unanimous consent, Mr. Ferguson introduced House Bill No. 113, "An Act to Regulate the Traffic in Intoxicating Liquors," which was read the first time by title.

The Committee on Criminal Jurisprudence by its chairman, Mr. Reid, made the following report:

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 71 and beg leave to make the following report:

We recommend that the bill do pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 78, and beg leave to make the following report:

We recommend that the bill do pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration Council Bill No. 38, and beg leave to make the following report:

We recommend that the bill do pass.

THOS. R. REID,  
Chairman.

The following Council Bills were read the first time by title:

Council Bill No. 22. "An Act to Fix and Prescribe Certain Duties of Township Treasurers and for Other Purposes."

Council Bill No. 23. "An Act to fix and prescribe Certain duties of the School District Treasurer and for other purposes."

Mr. Alexander moved to suspend the rules, place House Bills Nos. 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, and 113, and Council Bills Nos. 22 and 23 upon second reading and refer them to the appropriate committees.

### SECOND READING OF BILLS.

House Bill No. 103 read and referred to the Committee on Roads and Highways.

House Bill No. 104 read and referred to the Committee on Education.

House Bill No. 105 read and referred to the Committee on Judiciary.

House Bill No. 106 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 107 read and referred to the Committee on Railroads.

House Bill No. 108 read and referred to the Committee on Appropriations.

House Bill No. 109 read and referred to the Committee on Judiciary.

House Bill No. 110 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No. 111 read and referred to the Committee on Agriculture.

House Bill No. 112 read and referred to the Committee on Roads and Highways.

House Bill No. 113 read and referred to the Committee on Regulation of the Liquor Traffic:

Council Bill No. 22 read and referred to the Committee on Ways and Means.

Council Bill No. 23 read and referred to the Committee on Ways and Means.

Mr. Wood was excused for the remainder of the day.

Mr. VanKirk moved to adjourn, which motion prevailed.

Approved January 23, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## SEVENTEENTH DAY.

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Guthrie, Oklahoma Territory,  
Thursday, January 24, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Mr. Phelps.

The Journal of the Sixteenth day was read and approved.

The Committee on Ways and Means, by its Chairman, Mr. Jones made the following report:

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No 26 and beg leave to make the following report:

As your Committee has had under consideration a bill treating upon the same subject and reported the same back to the House with recommendation that it do pass, we recommend to the House that this bill be referred back to its author.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House bill No. 27 and beg leave to make the following report:

We refer the bill back to the Committee of the Whole House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 59 and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 73 and beg leave to make the following report:

We recommend that this bill be referred back to its author, as your committee has had under consideration a bill covering the same subject, and have recommended its passage.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 86 and beg leave to make the following report:

The title of this bill refers to county assessors, and in view of the fact that your Committee has had under consideration and reported favorably upon a bill repealing the law relative to county assessors, we therefore recommend that this bill be referred to the Committee of the Whole House for their consideration.

C. G. JONES.  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 89 and beg leave to make the following report:

We refer it back to the House with the recommendation that it do not pass.

C. G. JONES,  
Chairman.

The Committee on Agriculture, by its Chairman, Mr. Sniggs, made the following report:

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Agriculture have had under consideration House Bill No. 48 and beg leave to make the following report:

We recommend that the same do not pass.

A. T. SNIGGS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Agriculture have had under consideration House Bill No. 46, and beg leave to make the following report:

We recommend that it do not pass.

A. T. SNIGGS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Agriculture have had under consideration House Bill No. 48 and beg leave to make the following report:

We recommend that it do pass.

A. T. SNIGGS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Concurrent Resolution No. 1 and beg leave to make the following report:

We herewith submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Concurrent Resolution No. 2 and beg leave to make the following report:

We herewith submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bill No. 92 and beg leave to make the following report:

We herewith submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bill No. 102 and beg leave to make the following report:

We herewith submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bill No. 34 and beg leave to make the following report:

We herewith submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bill No. 76 and beg leave to make the following report:

We herewith submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bill No. 10 and beg leave to make the following report:

We herewith submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 114, by Mr. Wilkin.

"An Act Authorizing the Purchase of Five Thousand Copies of the Governor's Report to the Secretary of the Interior for the Year 1900, and Making the Necessary Appropriation Therefor."

House Bill No. 115, by Mr. Allen, by request.

"An Act Regulating the Sale of Native Wine."

House Bill No. 116, by Mr. Sniggs, by request.



"An Act to Amend Section 11, of Chapter 15, of the Session Laws of 1897, Entitled 'Fees and Salaries.' "

House Bill No. 117, by Mr. Sniggs.

"An Act to Amend Section Four, of Laws of 1897, Entitled 'Marriage Contracts.' "

House Bill No. 118, by Mr. Embry.

"An Act Authorizing the Board of Trustees of the Town of Chandler, Lincoln County, Oklahoma Territory, to Levy a Tax for Park Improvement."

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the calendar.

Mr. Wood moved to amend by including in the consideration bills unfavorably reported from committees. The amendment prevailed.

The original motion then prevailed and the Speaker called Mr. Jones to the chair.

The Committee of the Whole arose.

Mr. Jones moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M., the House was called to order by Speaker Stevens.

Mr. Jones chairman of the Committee of the Whole made the following report:

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 52 recommend the report of the Committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 59 recommended the report of the Committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 26, recommend the same be referred back to the Committee on Ways and Means.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 25 recommend the report of the Committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 30 recommend the report of the committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 75 recommend the report of the committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 56 and 57 recommend the same be referred back to the Committee on Criminal Jurisprudence.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 45 recommend the report of the Committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 46 recommend the report of the Committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 66 recommend the report of the Committee be adopted.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 39 recommend the same be ordered printed.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 89 recommend the same be printed.

C. G. JONES,  
Chairman.

Mr. Jones moved to adopt the report of the Committee of the Whole.

Mr. Hadley moved to amend by accepting the report of the Committee of the Whole relative to House Bill No. 75.

The amendment was lost.

The original motion then prevailed.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the calendar.

The motion prevailed and Mr. Oliphant was called to the Chair.

Mr. Oliphant chairman of the Committee of the Whole made the following report:

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 44, recommend the same do not pass. ..

J. A. OLIPHANT,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 47, recommend the same do pass as amended.

J. A. OLIPHANT,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 53, recommend the same be referred back to the Committee on Private Corporations.

J. A. OLIPHANT,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 60 recommend the same be recommitted to the committee on Ways and Means.

J. A. OLIPHANT,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

**Mr. Speaker:**

The Committee of the Whole having had under consideration House Bill No. 77, recommend the same be recommitted to the Committee on Ways and Means for amendments.

J. A. OLIPHANT,  
Chairman.

Mr Jones moved to adopt the report of the Committee, which motion prevailed.

Upon motion of Mr. Jones, House Bill No. 47 was ordered engrossed as amended.

House Bill No. 92 was read the third time.

The question being upon the final passage of House Bill No. 92 the roll was called.

Ayes 23, nays 2, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood, and Mr. Speaker.

Those voting in the negative were Hadley and Oliphant. Absent, Mr. Wilkin.

House Bill No. 92 having received the constitutional majority, passed.

Mr. Jones moved to reconsider the vote by which House Bill No. 92 was passed and to lay that motion upon the table.

The motion prevailed.

House Bill No. 10 was read the third time.

The question being upon the passage of House Bill No. 10, the roll was called.

Ayes 25, nays 0, Absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Wilkin.

House Bill No. 10, having received the constitutional majority, passed.

Mr. Jones moved to reconsider the vote by which House Bill No. 10 was passed, and to lay that motion upon the table.

The motion prevailed.

House Bill No. 34 was read the third time.

The question being upon the final passage of House Bill No. 34, the roll was called..

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Wilkin.

House Bill No. 34 having received a constitutional majority, passed.

An invitation from the Masonic Lodge of Enid to the House to attend Dedication Ceremonies and banquet to be held at Enid, February 14, 1901, was read.

Upon motion of Mr. Oliphant, the invitation was received and filed.

By unanimous consent the following House Bills were introduced and read the first time by title :

House Bill No. 119, by Mr. Nisbett.

"An Act to Prohibit the Sale of or Offering for Sale, or Bringing into the Territory of Oklahoma for the Purpose of Sale or Giving Away of Cigarettes, Cigarette Paper or Substitute Thereof."

House Bill No. 120, by Mr. Allen.

"An Act to be Entitled 'An Act for the Support of the Poor of the Several Counties of the Territory of Oklahoma, and to Establish and Maintain Asylums Therefor.' "

House Bill No. 121, by Mr. Decker, by request.

"An Act Declaring Certain Things to be a Nuisance, and Providing for the Abatement Thereof."

House Bill No. 122, by Mr. Mathews of Payne.

"An Act to Restrict and Regulate the Rate of Interest in the Territory of Oklahoma, to Provide Penalties for the Violation

Thereof, to Repeal all Laws in Conflict Herewith and for Other Purposes."

### SECOND READING OF BILLS.

House Bill No. 118 read and referred to the Committee on Municipal Corporations.

House Bill No. 117 read and referred to the Committee on Judiciary.

House Bill No. 116 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 115 read and referred to the Committee on Regulation of the Liquor Traffic.

House Bill No. 114 read and referred to the Committee on Appropriations.

House Bill No. 120 read and referred to the Committee on County and Township Organization.

House Bill No. 119 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No. 122 read and referred to the Committee on Ways and Means.

House Bill No. 121 read and referred to the Committee on Criminal Jurisprudence.

Upon motion of Mr. Mathews of Payne, the House adjourned.

Approved January 25th, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,

Chief Clerk.

## EIGHTEENTH DAY.

Guthrie, Oklahoma Territory,  
Friday, January 25th, 1901.

### MORNING SESSION.

At 9 o'clock A. M., the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Seventeenth Day was read, amended, and approved.

The Committee on Ways and Means by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration Council Bill No. 22 and beg leave to make the following report:

We recommend that in Section 5, line 8, be stricken out after the word "shall" the three words "set down and." We further recommend that this bill do pass after being amended as suggested above.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration Council Bill No. 23. and beg leave to make the following report:



We recommend that in Section 5, line 6, be stricken out after the word "shall" the three words "set down and." We further recommend that this bill do pass after being amended as suggested above.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration Council Bill No. 16 and beg leave to make the following report:

We report this bill back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

Upon motion of Mr. Decker, the Committee on Appropriations was granted an extension of five days time in which to report action upon bills referred to them.

Upon motion of Mr. Alexander, House Bill No. 2 was withdrawn from the Committee on County and Township Organization and referred back to its author.

The Committee on Medical and Sanitary Affairs, by its Chairman, Mr. Comp, made the following report:

Guthrie, Oklahoma Territory,  
January 24, 1901.

Mr. Speaker:

Your Committee on Medical and Sanitary Affairs have had under consideration House Bill No. 91 and beg leave to make the following report:

We recommend that House Bill No. 91 do not pass, but substitute an amended bill hereto attached, which we recommend do pass.

J. W. COMP,  
Chairman.

Upon motion of Mr. Jones, the Committee on Medical and Sanitary Affairs was granted an extension of five days time in which to report action upon House Bill No. 70.

Upon motion of Mr. VanKirk, House Bill No. 35 was withdrawn from the Committee on Education and referred to the Committee on Compensation of Public Officers.

Upon motion of Mr. Snigga, House Bill No. 84 was withdrawn from the Committee on County and Township Organization and referred to the Committee on Compensation of Public Officers.

The following House Bills were introduced and read the first time by title:

House Bill No. 123, by Mr. Campbell.

"An Act to Amend Section 33, Chapter 15, Session Laws 1897, Entitled 'Fees and Salaries.' "

House Bill No. 124, by Mr. Seeley, by request.

"An Act Extending the Duties of Coroner, Fixing the Compensation therefor, and for Other Purposes."

House Bill No. 125, by Mr. Wood.

"An Act to Amend Section 9, Article 17, Chapter 68, Statutes of 1893, Relating to Service of Subpena in Criminal Cases."

House Bill No. 126, by Mr. Wood.

"An Act to Amend Secs. 1 and 2, of Chapter 1, Session Laws of Oklahoma 1895, Entitled 'An Act Authorizing Administrators to Mortgage Real Estate of Intestates.' "

House Bill No. 127, by Mr. Hadley.

"An Act Entitled 'An Act to Amend Secs. 28 and 32, Chap. 27, Statutes Oklahoma 1899.' "

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the calendar.

The motion prevailed, and Mr. Alexander was called to the chair by the Speaker.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 27, report progress and ask leave to sit again.

CHAS. R. ALEXANDER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration  
House Bill No. 78 recommend the same do pass.

CHAS. R. ALEXANDER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration  
House Bill No. 39 recommend the same do pass as amended.

CHAS. R. ALEXANDER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration  
House Bill No. 48 recommend the same do pass as amended.

CHAS. R. ALEXANDER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker :

The Committee of the Whole having had under consideration  
House Bill No. 67 recommend the same be deferred until after Jan.  
30, 1901.

CHAS. R. ALEXANDER,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration  
House Bill No. 86 recommend the same be referred to the Com-  
mittee on Judiciary.

CHAS. R. ALEXANDER,  
Chairman.

M. J. Wallace, Sergeant-at-Arms, was excused until next Tuesday January 29, 1901, on account of sickness in his family.

Mr. Jones moved that House Bill No. 48 be ordered engrossed. The motion prevailed and was so ordered.

Upon motion of Mr. Jones, the house adjourned.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by the Speaker.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker :

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bill No. 50 and beg leave to submit same correctly Engrossed.

F. R. ROGERS,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker :

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bill No. 51 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Committee on Judiciary, by its chairman, Mr. Embry, made the following report

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Judiciary having had under consideration House Bill No. 99 and beg leave to make the following report:

We refer back to House, House Bill No. 99 and recommend that it do pass as amended.

JOHN E. EMBRY,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

**Mr. Speaker :**

Your Committee on Judiciary have had under consideration House Bill No. 100 beg leave to make the following report:

We refer back to House, House Bill No. 100 and recommend that it do not pass.

**JOHN E. EMBRY,**  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

**Mr. Speaker:**

Your Committee on Judiciary having had under consideration House Bill No. 3, recommend the same do pass as amended, amended bill hereto attached.

**JOHN E. EMBRY,**  
Chairman.

The Committee on Criminal Jurisprudence, by its Chairman, Mr. Reid, made the following report:

Guthrie, Oklahoma Territory,  
January 25, 1901.

**Mr. Speaker:**

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 106, and beg leave to make the following report.

We recommend that the bill do pass.

**THOS. R. REID,**  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

**Mr. Speaker:**

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 36 and beg leave to make the following report:

We recommend that the bill do pass as amended.

**THOS. R. REID,**  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 56 and beg leave to make the following report:

We recommend that the bill do not pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 57 and beg leave to make the following report:

We recommend that the bill do pass as amended.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 58, and beg leave to make the following report:

We recommend that the bill do not pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 80 and beg leave to make the following report:

We recommend that the bill do not pass, for the reason that House Bill No. 87, which has been reported favorably, covers the same subject.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker: ,

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 101 and beg leave to make the following report:

We recommend that the bill do not pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under House Bill No. 87, which has been reported favorably, covers the ing report:

We recommend that the bill do pass.

THOS. R. REID,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bill No. 85 and beg leave to make the following report:

We recommend that the bill do pass as amended.

THOS. R. REID,  
Chairman.

#### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy Council Bill No. 2, which has passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council. •

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

January 25, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy Council Bill No. 15, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Mr. Thomas introduced House Bill No. 128, "An Act Relating to Criminal Procedure," which was read the first time.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the calendar.

The motion prevailed, and the Speaker called Mr. Millard to the chair.

Guthrie, Oklahoma Territory,

January 25, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration Council Bill No. 38 recommend the same be referred to the Committee on Criminal Procedure.

RET. MILLARD,

Chairman.

Guthrie, Oklahoma Territory,

January 25, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 71 recommend the enacting clause be stricken out.

RET. MILLARD,

Chairman.

Mr. Jones moved to adopt the report and the motion prevailed.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,

January 25, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 17, and beg leave to make the following report:



We refer the same back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 122 and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 22 and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 32 and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 77 and beg leave to report as follows:

That we recommend the attached substitute therefor and recommend that said substitute do pass.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 23, 1901.

Mr. Speaker:

Your Committee on Ways and Means, have had under consideration House Bill No. 26 and beg leave to make the following report:

As your committee have had under consideration a bill treating upon the same subject, and reported the same back to the House with the recommendation that it do pass, we recommend to the House that this bill be referred back to its author.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 8, and beg leave to make the following report:

We recommend the following amendments as after Section 31, and recommend that the bill do pass as amended.

C. G. JONES,  
Chairman.

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 54 and beg leave to make the following report:

We refer the bill back to the House with the recommendation that it do not pass.

C. G. JONES,  
Chairman.

Mr. Alexander moved to suspend the rules and to place House Bills Nos. 123, 124, 125, 126, 127 and 128 upon second reading and refer them to the appropriate committees.

The motion prevailed.

### SECOND READING OF BILLS.

House Bill No. 123 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 124 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 125 read and referred to the Committee on Judiciary.

House Bill No. 126 read and referred to the Committee on Judiciary.

House Bill No. 127 read and referred to the Committee on Ways and Means.

House Bill No. 128 read and referred to the Committee on Judiciary.

Mr. Jones moved that when the House adjourn that it adjourn until 2 o'clock P. M. Monday, January 28, 1901

The motion prevailed.

House Bill No. 51 was read the third time

The question being upon the final passage of House Bill No. 51, the Roll was called.

Ayes 23, nays 1, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative, Seeley.

Absent, Mathews of Greer and Rogers.

House Bill No. 51 having received the constitutional majority, passed.

House Bill No. 50 was read the third time.

The question being upon the final passage of House Bill No. 50, the roll was called.

Ayes 23, nays 1, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Ferguson, Hadley, Jones, Mathews of Payne, Mil-

lard, Nisbett, Oliphant, Phelps, Reid, Scott, Sniggs, Thomas, Van-Kirk, Winkin, Wood and Mr. Speaker:

Those voting in the negative, Seeley. Absent Mathews of Greer, and Rogers.

House Bill No. 50 having received the constitutional majority, passed

By unanimous consent Mr. Embry introduced House Concurrent Resolution No. 3, which was read and laid over.

Mr. VanKirk moved to adjourn, which motion prevailed.

Approved January 28, 1901.

WALTER C. STEVENS,  
 Speaker.

H. F. ARDERY,  
 Chief Clerk.

## NINETEENTH DAY.

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Guthrie, Oklahoma Territory,  
Saturday January 26, 1901.

# **TWENTIETH DAY.**

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**Guthrie, Oklahoma Territory.**

**Sunday, 27, 1901.**

## TWENTY-FIRST DAY.

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Guthrie, Oklahoma Territory,  
Sunday January 27, 1901.

### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Roll call showed all members present except Jones, Hadley and Wood, who sent excuses to the Speaker for their absence, and they were excused.

The Journal of the Eighteenth day was read and approved.

Upon motion of Mr. Brewer, House Bill No. 54 was recommended to the committee on Elections and Legislative Apportionments.

The Committee on Judiciary, by its chairman Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
January 25, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bill No. 83 and beg leave to make the following report:

We refer back to the House, House Bill No. 83 and recommend that it do pass as amended.

That House Bill No. 98 do pass as amended.

That House Bill No. 61 do pass as amended.

That House Bill No. 126 do pass.

That House Bill No. 117 do not pass.

That House Bill No. 97 do pass as amended.

House Bill No. 49 do not pass.

That House Bill No. 109 do not pass.

That House Bill No. 128 do pass as amended.

That House Bill No. 81 do pass.

JOHN EMBRY,  
Chairman.

House Concurrent Resolution No. 3 was laid over upon the request of its author, Mr. Embry.

The following House Bills were introduced and read the first time by title:

House Bill No. 129, by Mr. Mathews of Greer.

"An Act to Amend Secs. 5 and 8, Art. 1, Chap. 23, Session Laws 1897, Relating to Marriage Contracts."

House Bill No. 130, by Mr. Mathews of Greer.

"An Act to Amend Sec. 2, Art. 20, Chap. 25, Statutes 1893, Relating to Crimes and Punishment."

House Bill No. 131, by Mr. Alexander.

"An Act in Regard to Fees of Sheriffs."

House Bill No. 132, by Mr. Alexander.

"An Act Prescribing the Punishment for Keeping Bawdy and Other Disorderly Houses and for Other Purposes."

House Bill No. 133, by Mr. Campbell.

"An Act to Authorize the Anti-Horse Thief Association to Issue Orders of Search and to Arrest and to Carry Arms and for Other Purposes."

House Bill No. 134, by Mr. Embry.

"An Act Relating to the Deposit of Public Funds, the Security Thereof, and for Other Purposes."

House Bill No. 135, by Mr. Seeley.

"An Act Concerning Township and Road Taxes Payable in Labor"

The following Council Bills were read the first time by title:

Council Bill No. 15, by Mr. Winkler.

"An Act Relating to School District Meetings, Amendatory of Sec. 1, Article 3, of Chapter 34, of the Session Laws of 1897."

Council Bill No. 2, by Mr. Clarke.

"An Act to Provide for the Establishment and Maintenance of Free Public Libraries and Reading Rooms in Cities of Not Less Than Five Thousand Population."

Mr. Reid introduced House Resolution No. 4 which was read as follows:



Resolved, that the chairman of each Committee in making reports to the House shall make one report covering all bills reported by him, and that the Journal of the House be made up accordingly.

Upon motion of Mr. Reid, the Resolution was adopted.

Mr. Alexander moved to suspend the rules and to place House Bills Nos. 129, 130, 131, 132, 133, 134 and 135 and Council Bills Nos. 2 and 15, upon second reading and to refer them to the appropriate committees.

The motion prevailed.

### SECOND READING OF BILLS.

House Bill No. 129 read and referred to the Committee on Judiciary.

House Bill No. 130 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 131 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 132 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 133 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 134 read and referred to the Committee on Ways and Means.

House Bill No. 135 read and referred to the Committee on Roads and Highways.

Council Bill No. 2 read and referred to the Committee on Municipal Corporations.

Council Bill No. 15 read and referred to the Committee on Education.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Allen to the Chair.

Mr. Allen, Chairman of the Committee of the Whole, made the following report :

Guthrie, Oklahoma Territory,

January 28, 1901.

**Mr. Speaker:**

The Committee of the Whole having had under consideration House Bill No. 36, recommend the same be referred back to the Committee on Criminal Jurisprudence.

And that House Bill No. 77 and its substitute be referred back to the Committee on Ways and Means.

**M. W. ALLEN,**  
Chairman.

By unanimous consent, Mr. Embry introduced House Bill No. 136.

"An Act Relating to the Deposit of Public Funds."

Mr. Reid moved to suspend the rules and to place House Bill No. 136 upon second reading and refer it to the appropriate committee.

The motion prevailed.

House Bill No. 136 was read the second time and referred to the Committee on Ways and Means.

Mr. Reid moved to adjourn, which motion prevailed.

Approved January 29, 1901.

**WALTER C. STEVENS,**  
Speaker.

**H. F. ARDERY,**  
Chief Clerk.

## TWENTY-SECOND DAY.

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Guthrie, Oklahoma Territory,  
Tuesday, January 29, 1901.

### MORNING SESSION.

At 9 o'clock A. M., the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Rev. Swan.

Roll call showed all members present.

The Journal of the Twenty-First Day was read and approved.

The Committee on Enrolled and Engrossed Bills by its chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
January 28, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bills Nos. 48 and 78 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Committee on Municipal Corporations, by its chairman, Mr. Alexander, made the following report:

Guthrie, Oklahoma Territory,  
January 29, 1901.

Mr. Speaker:

Your Committee on Municipal Corporations have had under consideration House Bill No. 64 and recommend the same do pass.

CHAS. R. ALEXANDER,  
Chairman.

The Committee on Compensation of Public Officers, by its chairman, Mr. Campbell, made the following report:

Guthrie, Oklahoma Territory,

January 28, 1901.

Mr. Speaker:

Your Committee on Compensation of Public Officers have had under consideration House Bills Nos. 42, 62 and 124 and beg leave to make the following reports on same:

House Bill No. 42.

We recommend that the same do not pass.

House Bill No. 62.

We recommend that the same do pass.

House Bill No. 124.

We recommend that the same do not pass.

JOHN H. CAMPBELL,

Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 137, by Mr. Embry.

"An Act to Amend Secs. 45, 46 and 47, Session Laws of Oklahoma 1895, Relating to Procedure Criminal."

House Bill No. 138, by Mr. Embry.

"An Act for the Relief of School Districts Containing indemnity School Land."

House Bill No. 139, by Mr. Thomas.

"Apportionment of County Funds, An Act Relating to Revenue."

House Bill No. 140, by Mr. Oliphant.

"An Act to Provide for a Lien for Threshing Grain and Shelling Corn, and for Its Enforcement."

Mr. Seeley introduced the following House Resolution, which was read:

#### HOUSE RESOLUTION No. 5.

Whereas, There is now due the Territory of Oklahoma from the several counties thereof large sums of money in the form of delinquent taxes; And, whereas, said delinquencies are growing year by year; therefore, be it resolved, by the House of Representatives, that the Committee on Ways and Means be requested to carefully investigate said subject and if possible to devise some plan

whereby said delinquent taxes may be collected and turned into the Territorial treasury, and report to this House, by bill or otherwise, and that the Chief Clerk of this House furnish the chairman of the Committee on Ways and Means with a copy of this Resolution without unnecessary delay.

Mr. Seeley moved to suspend the rules and that the House consider House Resolution No. 5.

The motion prevailed.

Mr. Seeley moved to adopt House Resolution No. 5.

The motion prevailed.

#### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

January 29, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Bill No. 43, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber,

Guthrie, Oklahoma Territory,

January 29, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Bill No. 11, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber,

Guthrie, Oklahoma Territory,

January 29, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Bill No. 31, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the calendar.

The motion prevailed, and the Speaker called Mr. Jones to the chair.

The Committee of the Whole arose to receive a message from the Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
January 29, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Bill No. 27, which has passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Mr Jones, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
January 29, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 17 and House Bill No. 61, recommend that House Bill No. 17 be recommitted to the Committee on Ways and Means and that House Bill No. 61 do pass as amended.

C. G. JONES,  
Chairman.

Upon motion of Mr. Jones, the report of the Committee of the Whole was adopted.

Mr. Oliphant moved to adjourn, which motion prevailed.

. AFTERNOON SESSION.

At 2 o'clock P. M., the House was called to order by Speaker Stevens.

Mr. Wood was excused for the day on account of sickness.

The following message was received from the Council and read:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
January 29, 1901.

**Mr. Speaker:**

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Concurrent Resolution No. 3, which has passed the Council and ask your concurrence therein, which you will find attached.

**THOMAS KEARSE,**  
Chief Clerk of Council.

A communication to the House from the Council, conveying the information that the Council had accepted an invitation to attend a meeting of the Oklahoma Live Stock Association, to be held at Woodward, Oklahoma, on February 12, 13 and 14, 1901, was read.

Upon motion of Mr. Reid, the communication was received and filed.

An invitation was received by the House from the Federation of Women's Clubs of Guthrie, inviting the members to attend the Hungarian Band Concert to be given in Guthrie, Tuesday evening, January 29, 1901. The invitation was ordered filed.

A communication from President A. C. Scott of the Agricultural and Mechanical College at Stillwater, inviting the members of the House to visit the Agricultural and Mechanical College, Friday, February 1st, 1901, was received, read and ordered filed.

A communication from Hon. B. F. Hegler, clerk of the Supreme Court, asking for appropriations for the purchase of office supplies and other contingent expenses connected with clerk of Supreme Court office, was received and read.

Upon motion of Mr. Reid, the communication was referred to the Committee on Appropriations.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the purpose of considering bills on the Calendar. The motion prevailed and Mr. Millard was called to the chair by the Speaker.

Mr. Millard Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

January 29, 1901.

Mr. Speaker :

The Committee of the Whole having had under consideration House Bills Nos. 85, 16, 91 and 87 and Council Bills Nos. 22 and 23, recommend that House Bill No. 85 be recommitted to the Committee on Judiciary.

Further, that the consideration of House Bill No. 16 be indefinitely postponed. That House Bill No. 91 do pass.

That House Bill No. 87 do pass as amended. Further, that the consideration of Council Bill No. 23 be temporarily postponed.

That the further consideration of Council Bill No. 22 be temporarily postponed.

RET. MILLARD,

Chairman.

Mr. Jones moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Mr. Alexander moved to suspend the rules and to place House Bills Nos. 137, 138, 139 and 140 upon second reading and to refer them to the appropriate committees.

Motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 137 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 138 read and referred to the Committee on Education.

House Bill No. 139 read and referred to the Committee on Ways and Means.

House Bill No. 140 read and referred to the Committee on Judiciary.

Mr. Reid moved that House Bill No. 87 be ordered engrossed, which motion prevailed.

Mr. Hadley moved to suspend the rules and that House Bill No. 91 be considered engrossed, read the third time, and placed on its final passage.

The motion prevailed.

Roll was called. Ayes 20, nays 4, absent 2.



Those voting in the affirmative were Alexander, Allen, Brewer Campbell, Comp, Decker, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Wilkin and Mr. Speaker.

Those voting in the negative were Embry, Ferguson, Oliphant, VanKirk. Absent, Phelps and Wood.

House Bill No. 91 was read the third time.

The question being upon the final passage of House Bill No. 91 the roll was called.

Ayes 18, nays 6, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Decker, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Wilkin and Mr. Speaker.

Those voting in the negative were Campbell, Embry, Ferguson, Mathews of Greer, Oliphant and VanKirk.

Absent, Phelps and Wood.

Mr. Embry explained his vote as follows :

This bill proposes the indiscriminate sale of articles commonly known as Patent Medicines. This designation includes many articles that should not be indiscriminately sold. I vote no.

JOHN EMBRY,

House Bill No. 91 having received the constitutional majority, passed.

The following Council Bills were read the first time by title: Council Bill No. 11, by Mr. Clark.

"An Act to Amend Section 113, of Article 8, of Chapter 66, of the Oklahoma Statutes of 1893."

Council Bill No. 27, by Mr. Miller.

"An Act Amendatory of Article 2, of Chapter 21, of the Session Laws of 1897, Entitled Sessions and Duties of Commissioners."

Council Bill No. 31, by Mr. Miller.

"An Act Prohibiting Playing of Base-Ball and Foot-Ball on Sunday and Prescribing Punishment for the Violation of the Provisions Thereof.

Council Bill No. 43, by Mr. Todd.

"An Act Providing for the Transfer of Certain Funds in the Territorial Treasury."

Mr. Alexander moved to suspend the rules and to place Council Bills Nos. 11, 27, 31 and 43 upon second reading, which motion prevailed.

**BILLS ON SECOND READING.**

Council Bill No. 11 read and referred to the Committee on Judiciary.

Council Bill No. 27 read and referred to the Committee on County and Township Organization.

Council Bill No. 31 read and referred to the Committee on Criminal Jurisprudence.

Council Bill No. 43 read and referred to the Committee on Ways and Means.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved January 30, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDEBY,  
Chief Clerk.

## TWENTY-THIRD DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, January 30, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present, except Oliphant and Wood.

The Journal of the Twenty-Second Day was read and approved.

Mr. Embry moved to reconsider the vote by which the report of the Committee of the Whole on Council Bill No. 16 was adopted.

The motion prevailed.

The Roll was called.

Ayes 18, nays 5, absent 3.

Those voting in the affirmative were Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Payne, Millard, Nisbett, Reid, Rogers, Scott, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Allen, Hadley, Mathews of Greer, Seeley and Thomas.

Absent, Oliphant, Phelps and Wood.

Mr. Embry moved that Council Bill No. 16 be made a special order for Monday February 4th, 1901, at 10 A. M.

Mr. Jones moved that the report of the Committee of the Whole, except as to Council Bill No. 16, be adopted, which motion prevailed.

Mr. Phelps was excused for the day on account of sickness.

On motion of Mr. Jones, the House granted the Statehood Convention the use of Representative Hall, for the afternoon and evening of Wednesday, January 30, 1901, in so far as the House had a right to grant such privilege.

The Committee on Ways and Means by its chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
January 30, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill No. 127 and Council Bill No. 43 and beg leave to make the following report :

House Bill No. 127 we refer back to the House with the recommendation that it do not pass.

Council Bill No. 43 we refer back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

The Committee on Agriculture by its Chairman, Mr. Sniggs, made the following report:

Guthrie, Oklahoma Territory,  
January 30, 1901.

Mr. Speaker:

Your Committee on Agriculture have had under consideration House Bill No. 111, and beg leave to make the following report:

We recommend that it do not pass.

A. T. SNIGGS,  
Chairman.

The Committee on Compensation of Public Officers, by its Chairman, Mr. Campbell, made the following report:

Guthrie, Oklahoma Territory,  
January 29, 1901.

Mr. Speaker:

Your Committee on Compensation of Public Officers have had under consideration House Bill No. 123, and beg leave to make the following report:

We return the same back to the House with the recommendation that it do pass as amended, which amendment is attached hereto.

JOHN H. CAMPBELL,  
Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
January 29, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bills Nos. 39, 57, 61 and 47 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Council Concurrent Resolution No. 3 was read.

Mr. Alexander offered the following amendment to Council Concurrent Resolution No. 3:

Whereas, Council Concurrent Resolution No. 2, being in conflict with this Resolution and not being entirely satisfactory with this House, and believing that it is not satisfactory with the Council, be it resolved that the action on same is hereby rescinded, the Council Concurring therein.

Mr. Alexander moved the adoption of the amendment, which motion prevailed.

Mr. Sniggs moved to amend Council Concurrent Resolution No. 3, by striking out the words, "A practical builder and architect," and insert in lieu thereof the words, "one person."

The amendment prevailed.

Mr. Embry moved to amend Council Concurrent Resolution No. 3 by striking out the following words: "and of the expenditure necessary to put same in condition to be used by the Territory for such purposes as the Legislative Assembly may deem proper."

The motion prevailed.

Mr. Alexander moved the adoption of Council Concurrent Resolution No. 3 as amended.

The following House Bills were introduced and read the first time by title :

House Bill No. 141, by Mr. Seeley.

"An Act to Repeal Art. 4, Chap. 30, Session Laws of 1899, Entitled 'Public Libraries.' "

House Bill No. 142, by Md. Hadley, by request.

"An Act to Prohibit the Traffic in Intoxicating Liquors and to Regulate its Sale, Transportation, etc., by the Territory."

House Bill No. 143, by Mr. Mathews of Greer, by request.

"An Act to Amend Section 36, Chapter 15, Session Laws 1897, Relating to Fees and Salaries."

A communication from the Alva Commercial Club, inviting the House to visit Alva and the Northwestern Normal School, Tuesday, February 12, 1901, was read.

On motion of Mr. Jones the invitation was received and filed.

### THIRD READING OF BILLS.

House Bill No. 48 was read the third time.

The question being upon the final passage of House Bill No. 48, the roll was called.

Ayes 21, nays 2, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Rogers, Scott, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Reid and Seeley.

Absent, Oliphant, Phelps and Wood.

House Bill No. 48 having received the constitutional majority, passed.

House Bill No. 78 was read the third time.

The question being upon the final passage of House Bill No. 78, the roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those absent were Oliphant, Phelps and Wood.

House Bill No. 78 having received the constitutional majority, passed.

House Bill No. 47 was read the third time.

The question being upon the final passage of House Bill No. 47, the roll was called.

Ayes 19, nays 4, absent 3.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer,

Millard, Nisbett, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Hadley, Mathews of Payne and Thomas.

Absent, Oliphant, Phelps and Wood.

House Bill No. 47, having received the constitutional majority, passed.

House Bill No. 39 was read the third time.

The question being upon the final passage of House Bill No. 39, the roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Absent, Oliphant, Phelps and Wood.

House Bill No. 39 having received the constitutional majority, passed.

House Bill No. 61 was read the third time.

The question being upon the final passage of House Bill No. 61, the roll was called.

Ayes 13, nays 9, absent 3.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Jones, Reid, Rogers, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Scott, Seeley and Thomas.

Absent, Oliphant, Phelps and Wood.

House Bill No. 61 having received the constitutional majority, passed.

#### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
January 30, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of House Concurrent Resolution

No. 2, which has passed the Council with amendments, which you will find attached.

THOS. KEARSE,  
Chief Clerk Council.

Mr. Alexander moved to amend the title of House Bill No. 61 by striking out the words, "and Jurors," which amendment prevailed.

Mr. Jones moved to suspend the rules and to place House Bills Nos. 141, 142 and 143 upon second reading and refer them to appropriate committees.

The motion prevailed.

#### BILLS ON SECOND READING.

House Bill No. 141 read and referred to the Committee on Education.

House Bill No. 142 read and referred to the Committee on the Regulation of the Liquor Traffic.

House Bill No. 143 read and referred to the Committee on Compensation of Public Officers.

By unanimous consent, Mr. Ferguson introduced House Bill No. 144.

"An Act to Amend Sections 1, 5, 6, 7, 8, 21 and 22, Article 1, Chapter 17, of the Session Laws of the Territory of Oklahoma of 1899, Relating to Mutual Insurance of Farm Property," which was read the first time by title.

Mr. Jones moved to suspend the rules and place House Bill No. 144 upon second reading and refer it to the appropriate committee, which motion prevailed.

House Bill No. 144 was read the second time and referred to the Committee on Insurance.

Mr. Jones moved to adjourn until 9 o'clock A. M., Thursday, January 31, 1901, which motion prevailed.

Approved January 31, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.



## TWENTY-FOURTH DAY.

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Guthrie, Oklahoma Territory,  
Thursday, January 31, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present, except Mr. Wood who was excused on account of illness.

The Journal of the Twenty-Third Day was read and approved.

Mr. Seeley introduced petition No. 1; which was read, and on motion of Mr. Jones, petition No. 1 was referred to the Committee on Criminal Jurisprudence.

Mr. Hadley introduced Petition No. 2, which was read and filed.

The Committee on Judiciary by its chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
January 30, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bills Nos. 1, 5, 6, 11, 29, 63, 90, 93, 95 and 125 and beg leave to make the following report:

We recommend that House Bill No. 125 do pass.

House Bill No. 90 do pass as amended.

House Bills Nos. 1, 5, 6, 11, 29, 63, 93 and 95 do not pass.

JOHN EMBRY,  
Chairman.

Mr. Oliphant, chairman of the Committee on County and Township Organization, made the following report:

Guthrie, Oklahoma Territory,  
January 28, 1901.

Mr. Speaker:

Your Committee on County and Township Organization have had under consideration House Bills Nos. 21, 69 and 84 and recommend the same do pass.

Also House Bills Nos. 72 and 120 and recommend the same do not pass.

JOHN A. OLIPHANT,  
Chairman.

Mr. Brewer offered the following minority report of the Committee on County and Township Organization:

Mr. Speaker:

We, a minority of your Committee on County and Township Organization, beg leave to report that we have had under consideration House Bill No. 21, and recommend that the same do not pass.

WM. H. SCOTT,  
A. T. SNIGGS,  
H. M. BREWER.

The following House Bills were introduced and read the first time by title:

House Bill No. 145, by Mr. Seeley by request:

"An Act Providing the Qualifications of Jurors and Prescribing the Manner of Selecting Grand Jurors; and How Organized and the Manner That the Business Shall be Conducted."

House Bill No. 146, by Mr. VanKirk.

"An Act Amending Sec. 36, Art. 9, Chap. 22, Statutes 1893, Providing for the Time and Manner of Letting Contracts for the Construction and Erection of Court Houses and Jails."

House Bill No. 147, by Mr. Allen.

"An Act to Repeal Sections 11, 34 and 39, of Chap. 35, of the Session Laws of 1895."

House Bill No. 148, by Mr. Decker.

"An Act to Amend Sec. 18, of Art. 10, of Chap. 70, of the Statutes of Oklahoma 1893, Entitled Revenue."

House Bill No. 149, by Mr. Decker.

"An Act Amending Section 1, Chapter 27, of Session Laws of 1897, Authorizing the Park Board of Rock Island Township to Purchase Additional Lands."

House Bill No. 150, by Mr. Decker.

"An Act Authorizing Rock Island Township, Grant County, Oklahoma, to Construct and Maintain a College at or Near the Town of Jefferson in Said Township."

House Bill No. 151, by Mr. Jones.

"An Act Defining Crimes, and Prescribing Punishments Therefor."

House Concurrent Resolution No. 2, engrossed as amended by Council, was presented for consideration.

Mr. Jones raised a point of order that the original resolution should have been returned to the House, together with engrossed copy of Council amendments, for the concurrence in or rejection of such amendments by the House and that the amendments not accompanying said original resolutions, it was impossible for the House to determine what amendments had been made, and for that reason it was impossible to either concur in or reject such amendments, which point of order was by the Speaker sustained.

Mr. Jones moved to suspend the rules and to place House Bills Nos. 145, 146, 147, 148, 149, 150 and 151 upon second reading, and to refer them to the appropriate committees. The motion prevailed.

#### BILLS ON SECOND READING.

House Bill No. 145 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 146 read and referred to the Committee on Ways and Means.

House Bill No. 147 read and referred to the Committee on Military Affairs.

House Bill No. 149 read and referred to the Committee on Ways and Means.

House Bill No. 150 read and referred to the Committee on Ways and Means.

House Bill No. 151 read and referred to the Committee on Criminal Jurisprudence.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the calendar.

The motion prevailed and the Speaker called Mr. Alexander to the Chair.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
January 31, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 8 recommend the same do pass as far as Sec. 9; that we ask leave to sit again.

CHAS. R. ALEXANDER,  
Chairman.

Mr. Hadley moved to adjourn, which motion prevailed.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. VanKirk moved that the House resolve itself into a Committee of the Whole for the further consideration of House Bill No. 8 and other bills upon the calendar.

The motion prevailed, and the Speaker called Mr. Alexander to the Chair.

The Committee of the Whole arose to receive the following message from the Council:

Territory of Oklahoma, Council Chamber.  
Guthrie, Okla., January 31, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 61, which I am directed by the Council to return to the House for the reason that said bill did not receive the requisite number of votes to pass the same in the House, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk of Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
January 31, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed copies of Council Bills Nos. 40, 60 and

65 which have passed the Council, and ask your concurrence therein which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk of Council.

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., January 31, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed copies of Council Bills Nos. 3 and 12 which have passed the Council and ask your concurrence therein, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk of Council.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

January, 31, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 8 recommend the same be recommitted to the Committee on Ways and Means, with amendments.

CHAS. R. ALEXANDER,

Chairman.

Mr. VanKirk moved that House Bill No. 61 be made a special order for immediate consideration.

The motion prevailed.

Mr. Embry introduced the following resolution, which was read:

Resolved, That the House of Representatives insist that the Council concede the verity of the certificate sent from this House relative to the passage of House Bill No. 61.

Mr. Reid moved its adoption.

The roll was called, and the Resolution was adopted.

Ayes 19, nays 4, present and not voting 2, absent 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Jones, Millard, Oliphant,

Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin and Wood.

Those voting in the negative were Hadley, Mathews of Greer, Mathews of Payne and Thomas.

Those present and not voting were Brewer and Mr. Speaker.

Absent, Mr. Nisbètt.

The following petitions were introduced by request:

Petition No. 3, by Mr. \_\_\_\_\_.

Petition No. 4, by Mr. Ferguson.

Petition No. 5, by Mr. Thomas.

Petition No. 6, by Mr. Seeley.

Petition No. 7, by Mr. Nisbett.

Petition No. 8, by Mr. Comp.

Petition No. 9, by Mr. \_\_\_\_\_.

Upon motion of Mr. Jones, the invitation from the Alva Commercial Club to the House to be present at Alva, February 12, 1901, was accepted.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved February 1, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,  
Chief Clerk.

## TWENTY-FIFTH DAY

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Guthrie, Oklahoma Territory,  
Friday, February 1, 1901.

### MORNING SESSION.

At 9 o'clock A. M., the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present, except Campbell, Embry, Ferguson, Mathews of Greer, Millard, Phelps, Sniggs, VanKirk and Wood.

Excuses for the absence of Messrs. Phelps and Mathews of Greer were presented, and they were excused.

Messrs. Campbell, Embry, Ferguson, Millard, VanKirk and Wood, members of the Committee on Education, had been excused to visit the Agricultural College at Stillwater and Langston.

The Journal of the Twenty-Fourth Day was read and approved.

The following petitions were read:

Petitions Nos. 3, 4, 5, 6, 7 and 8.

The following petitions were introduced by request and read:

Petition No. 9, by Mr. Brewer.

Petition No. 10, by Mr. Scott.

Mr. Jones moved that Petitions Nos. 2, 3, 4, 5, 6, 7, 8, 9 and 10 be received and filed.

The motion prevailed.

The Committee on Enrolled and Engrossed Bills by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
February 1, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bills Nos. 87 and 91, and Council Resolution No. 3 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 152, by Mr. Jones.

"An Act to Amend Section 4, of Chapter 8, of the Session Laws of 1897, Entitled 'An Act Regulating the Conveyance of Real Property and Mortgages Thereon, and Contracts Relating Thereto, and Repealing Article 1, Chapter 21, Entitled 'Conveyances,' and Chapter 32, Entitled 'Transfers,' of the Statutes of 1893, and Other Acts and Parts of Acts."

House Bill No. 153, by Mr. Alexander.

"An Act Providing the Manner and Means of Locating and Relocating County Seats, and Repealing Chapter 23, of Statutes Oklahoma, 1893."

House Bill No. 154, by Mr. Alexander.

"An Act to Provide for the Appointment of Commissioners to Erect a Building on the Ground of the Pan-American Exposition, and to Take Charge of Such Building and the Exhibits That May be Placed Therein."

House Bill No. 155, by Mr. Oliphant.

"An Act for the Treatment of Habitual Drunkards and Inebriates."

House Bill No. 156, by Mr. Reid.

"An Act to Attach the South Half of Certain Sections to School Districts One, Two, Five, Six, Nine, Ten, Fifty, Fifty-one, Eighty-one and Eighty-two, in Canadian County."

The following Council Bills were read the first time:

Council Bill No. 3, by Mr. Clarke.

"An Act Providing for Mechanic's Liens and for the Enforcement Thereof."

Council Bill No. 40, by Mr. Miller.



**"An Act Relating to Occupying Claimants, and Amendatory of General Sections 4500 and 4505 of the Statutes of Oklahoma of the Year 1893, and for Other Purposes."**

Council Bill No. 60, by Mr. Harrison.

**"An Act to Repeal Section 55, of Article 8, Chapter 68, of the Laws of 1893, entitled 'Procedure Criminal.' "**

Council Bill No. 65, by Mr. President.

**"An Act Providing for Appeals Without Security for Costs in Certain Cases."**

Council Bill No. 120, by Mr. Clarke.

**"An Act to Amend Section 1, Chapter 34, of the Revised Statutes of Oklahoma 1893, Providing for Exemptions of Property from Forced Sale."**

Mr. Alexander moved to suspend the rules and to place House Bills Nos. 152, 153, 154, 155 and 156 and Council Bills Nos. 3, 12, 60, 65 and 40 upon second reading and to refer them to the appropriate committees.

The motion prevailed.

#### SECOND READING OF BILLS.

House Bill No. 152 read and referred to the Committee on Education.

House Bill No. 153 read and referred to the Committee on Municipal Corporations.

House Bill No. 154 read and referred to the Committee on Appropriations.

House Bill No. 155 read and referred to the Committee on Medical and Sanitary Affairs.

Council Bill No. 3 read and referred to the Committee on Judiciary.

Council Bill No. 12 read and referred to the Committee on Judiciary.

Council Bill No. 60 read and referred to the Committee on Criminal Jurisprudence.

Council Bill No. 65 read and referred to the Committee on Criminal Jurisprudence.

Council Bill No. 40 read and referred to the Committee on Judiciary.

House Bill No. 14 upon request was withdrawn from the Committee on Elections and Legislative Apportionment and referred to the Committee on Criminal Jurisprudence.

J. B. Russell, having been transferred to the position of Docket Clerk, by the Chief Clerk, Mr. Jones nominated A. R. Museller, of Perry, Oklahoma, to be Reading Clerk.

Mr. Museller was elected and sworn in, and entered upon discharge of his duties.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Jones to the Chair.

Mr. Jones, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 1, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 81, 97, 99, 98, 69, 64 and 126, recommend that House Bill No. 81 do pass.

That House Bill No. 97 do pass as amended.

That House Bill No. 99 do pass.

That House Bill No. 98 do pass as amended.

That House Bill No. 69 do pass.

That House Bill No. 64 do pass.

That House Bill No. 126 do pass as amended.

C. G. JONES,  
Chairman.

Mr. Allen moved to suspend the rules and to consider House Bill No. 81 engrossed and to place it upon third reading and final passage.

The motion prevailed.

House Bill No. 81 was read the third time.

The question being upon the final passage of House Bill No. 81, the roll was called.

Ayes 16, nays 0, absent 10.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Decker, Hadley, Jones, Mathews of Payne, Nisbett, Oliphant, Reid, Scott, Seeley, Thomas, Wilkin and Mr. Speaker.

Those absent were Campbell, Embry, Ferguson, Mathews of Greer, Millard, Phelps, Rogers, Sniggs, VanKirk and Wood.

House Bill No. 81 having received a constitutional majority, passed.

Mr. Jones moved that House Bills Nos. 99, 97, 98, 126, 69 and 64 be ordered engrossed.

The motion prevailed.

Mr. Jones announced a meeting of the Committee on Rules for Saturday morning, February 2, 1901, for the purpose of revising the rules.

Mr. Comp, Chairman of the Committee on Medical and Sanitary Affairs, made the following report:

Guthrie, Oklahoma Territory,  
January 31, 1901.

Mr. Speaker:

Your Committee on Medical and Sanitary Affairs have had under consideration House Bills Nos. 110 and 119, and beg leave to make the following report:

We recommend that the same do pass.

J. W. COMP,  
Chairman.

Mr. Reid moved that when the House adjourn that it adjourn until 2 o'clock P. M. Monday, February 4, 1901, which motion prevailed.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved February 4, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

TWENTY-SIXTH DAY.

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Guthrie, Oklahoma Territory,  
Saturday, February 2, 1901.

## TWENTY-SEVENTH DAY:

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Guthrie, Oklahoma Territory,  
Sunday, February 3, 1901.

## TWENTY-EIGHTH DAY.

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Guthrie, Oklahoma Territory,  
Monday, February 4, 1901.

### AFTERNOON SESSION.

At 2 o'clock P. M., the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Twenty-Fifth Day was read, amended and approved.

### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber;  
Guthrie, Oklahoma Territory,  
February 4, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copy of Council Bill No. 36, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Jones moved to reconsider the vote by which House Bill No. 81 was passed.

The roll was called and the motion prevailed.

Ayes 18; nays 7, not voting 1.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Embry, Ferguson, Jones, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Allen, Brewer, Hadley, Mathews of Greer, Nisbett, Seeley and Thomas.

Not voting, Mr. Mathews of Payne.

Mr. Jones moved to reconsider the vote by which House Bill No. 81 was considered engrossed, read the third time and placed upon its final passage.

The motion prevailed.

On motion of Mr. Seeley, House Bill No. 81 was recommitted to the Committee on Judiciary.

Mr. Phelps introduced Petition No. 11 by request, and it was read.

The Committee on Medical and Sanitary Affairs, by its Chairman, Mr. Comp, made the following report:

Guthrie, Oklahoma Territory,  
February 4, 1901.

Mr. Speaker:

Your Committee on Medical and Sanitary Affairs have had under consideration House Bill No. 155 and beg leave to make the following report:

We recommend that the bill do pass.

J. W. COMP,  
Chairman.

The Committee on the Regulation of the Liquor Traffic, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
January 31, 1901.

Mr. Speaker:

Your Committee on the Regulation of the Liquor Traffic have had under consideration House Bills Nos. 115 and 142 and beg leave to make the following report:

We report House Bill No. 115 back to the House with the recommendation that it do pass.

We refer House Bill No. 142 back to the House for their consideration with the recommendation that the same be printed.

W. M. FERGUSON,  
Chairman.

Mr. Jones moved to recommit House Bill No. 142 to the Committee on the Regulation of the Liquor Traffic, which motion prevailed.

Mr. Jones, Chairman of the Committee on Rules, reported that that Committee had had under consideration the following proposed rule and recommended that it be substituted for Rule No. 47:

Rule 47. All bills reported favorably from the Committee of the Whole House shall be sent at once by the Chief Clerk of the House to the Enrolling and Engrossing Clerk of the House to be engrossed, unless otherwise ordered by the House. All bills to be engrossed or enrolled shall be executed in a fair round hand.

Mr. Jones moved the adoption of the new rule, which motion prevailed.

#### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 4, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copies of Council Bills Nos. 32, 78 and 102, which have passed the House, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The following House Bills were introduced and read the first time by title:

House Bill No. 157, by Mr. Alexander.

"An Act to Amend Section 10, Article 2, Chapter 73, Statutes of Oklahoma 1893, Entitled 'An Act for the Support and Regulation of Common Schools.' "

House Bill No. 158, by Mr. Campbell.

"An Act Relating to Procedure on Appeal in Civil Cases, and the Giving of Appeal Bonds Therein."

House Bill No. 159, by Mr. Phelps.

"An Act to Relieve Cities, Towns and Villages from Payment of Damages where Accidents Occur on Sidewalks."

House Bill No. 160, by Mr. Reid.



**"An Act to Amend Section 28, Article 10, of Chapter 70, of the Statutes 1893, Oklahoma Territory."**

House Bill No. 161, by Mr. Seeley.

**"An Act to Repeal Article 9, of Chapter 34, of Session Laws of 1897, Entitled 'School Text Books.' "**

House Bill No. 162, by Mr. Wood.

**"An Act Relating to the Contesting of Elections; Creating a Contest Board, Limiting and Defining their Powers, and Prescribing the Mode and Method of Procedure Therein."**

House Bill No. 163, by Mr. Wood.

**"An Act to Provide for the Regulation of the Territorial Militia, and Making Appropriations for its Maintenance."**

The following Council Bills were read the first time by title:

Council Bill No. 32, by Mr. Miller.

**"An Act to Encourage Arboriculture."**

Council Bill No. 36, by Mr. Miller.

**"An Act Relating to Animals, and Amendatory of Section 4, of Article 5, of Chapter 2, Revised Statutes of 1893."**

Council Bill No. 78, by Mr. Todd.

**"An Act to Authorize Cities of the First Class Owning or Having Waterworks to Issue Script and for Other Purposes."**

Council Bill No. 102, by Mr. Foster.

**"An Act to Regulate the Time of Beginning Actions to Try the Titles to a County Office."**

Mr. Jones moved to suspend the rules and to place House Bills Nos. 157, 158, 159, 160, 161, 162 and 163, and Council Bills Nos. 32, 36, 78 and 102 upon second reading and to refer them to the appropriate committees.

The motion prevailed.

#### BILLS ON SECOND READING.

House Bill No. 157 read and referred to the Committee on Education.

House Bill No. 158 read and referred to the Committee on Judiciary.

House Bill No. 159 read and referred to the Committee on Municipal Corporations.

House Bill No. 160 read and referred to the Committee on Judiciary.

House Bill No. 161 read and referred to the Committee on Education.

House Bill No. 162 read and referred to the Committee on Elections and Legislative Apportionments.

House Bill No. 163 read and referred to the Committee on Military Affairs.

Council Bill No. 78 read and referred to the Committee on Municipal Corporations.

Council Bill No. 36 read and referred to the Committee on Quarantine.

Council Bill No. 102 read and referred to the Committee on Elections and Legislative Apportionments.

Council Bill No. 32 read and referred to the Committee on Agriculture.

The following communication was read:

Sacred Heart Abbey,  
Sacred Heart, Oklahoma,  
January 30, 1901.

The Honorable President of the House of Representatives, Guthrie, Oklahoma:

Gentlemen:—In the name of the community of Sacred Heart, I thank most heartily the House of Representatives for the resolutions of sympathy passed on January 21, 1901. They are a comfort to us in our misfortune and are highly appreciated by all the Fathers and Brothers of the Order.

Yours very gratefully,  
D. FELIX DeGRASSE,  
Abbot.

Mr. Oliphant moved that the communication be received and spread upon the Journal, which motion prevailed.

Mr. Wood moved that the House resolve itself into a Committee of the Whole for the consideration of bills unfavorably reported upon the calendar.

The motion prevailed and the Speaker called Mr. Wood to the chair.

Mr. Wood, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 4, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 32, 100, 56, 38, 49, 80, 101, 117, 122, 42, 124, 111, 127, 1, 5, 6, 11, 29, 63, 93, 95, 72, 120 and 109, recommend that House Bill No. 32 be referred to the Committee on Criminal Jurisprudence.

That House Bill No. 100 do not pass.

That House Bill No. 56 do not pass.

That House Bill No. 38 do not pass.

That House Bill No. 49 do not pass.

That House Bill No. 80 do not pass.

That House Bill No. 101 do not pass.

That House Bill No. 117 do not pass.

That House Bill No. 122 do not pass.

That House Bill No. 42 do not pass.

That House Bill No. 124 do not pass.

That House Bill No. 111 be referred back to the Committee on Agriculture.

That House Bill No. 127 be referred back to the Committee on Ways and Means.

That House Bill No. 1 do not pass.

That House Bill No. 5 do not pass.

That House Bill No. 6 do not pass.

That House Bill No. 11 do not pass.

That House Bill No. 29 do not pass.

That House Bill No. 63 do not pass.

That House Bill No. 93 do not pass.

That House Bill No. 95 do not pass.

That House Bill No. 72 be referred back to its author.

That House Bill No. 120 be placed upon the Calendar and recommended for passage.

That House Bill No. 109 do not pass.

Mr. Wood moved that the report of the Committee of the Whole be adopted, which motion prevailed.

Mr. Reid moved that the invitation to the House to visit Alva and Woodward, February 12, 13 and 14, 1901, be accepted and that the House make the trip in accordance with the invitation.

The motion prevailed.

Mr. Reid moved the appointment of a committee of three members from the House to confer with a like committee from the Council to complete arrangements for the visit to Alva and Woodward.

The motion prevailed, and the Speaker appointed Messrs. Reid, Jones and Phelps as the special committee.

Mr. Embry moved that the chairmen of the different Standing Committees report to the Chief Clerk all bills in their hands to aid the Clerk in making up the calendar.

The motion prevailed.

Mr. Thomas moved that House Bill No. 67 be made a special order for Thursday, February 14, 1901, at 2 o'clock P. M.

The motion prevailed.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved February 5, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## TWENTY-NINTH DAY.

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Guthrie, Oklahoma Territory,  
Tuesday, February 5, 1901.

### MORNING SESSION.

At 9 o'clock A. M., the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Twenty-Eighth Day was read, amended and approved.

The Committee on Education by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 5, 1901.

Mr. Speaker:

The Committee on Education have had under consideration House Bill No. 157, and beg leave to make the following report:

We recommend that the Bill do pass.

D. H. VANKIRK,  
Chairman.

The Committee on Municipal Corporations, by its Chairman, Mr. Alexander, made the following report:

Guthrie, Oklahoma Territory,  
February 5, 1901.

Mr. Speaker:

We, your Committee on Municipal Corporations, have had under consideration House Bills Nos. 118 and 159 and beg leave to report them back to the House with the recommendation that House Bill No. 159 do not pass, and that House Bill No. 118 do pass.

CHAS. R. ALEXANDER,  
Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
February 5, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bills Nos. 99, 83, 69, 97, 98, 64 and 126 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Committee on Compensation of Public Officers, by its Chairman, Mr. Campbell, made the following report:

Guthrie, Oklahoma Territory,  
February 4, 1901.

Mr. Speaker:

The Committee on Compensation of Public Officers having had under consideration House Bills No. 116, 143, 35 and 131, beg leave to make the following reports on same:

House Bill No. 35 we recommend that the same do pass.

House Bill No. 143 we recommend that the same do pass.

House Bill No. 131 we recommend that the same do pass.

House Bill No. 116 we recommend that the same do pass as amended, which amendment is attached to said Bill No. 116.

JOHN H. CAMPBELL,  
Chairman.

Mr. Jones introduced petition No. 12, by request, which was read and referred to the Committee on the Regulation of the Liquor Traffic.

Mr. Ferguson introduced House Bill No. 164, by request.

"An Act Relating to the Oklahoma Historical Society," which was read the first time by title.

Mr. Jones moved to suspend the rules and to place House Bill No. 164 upon second reading and refer it to the appropriate Committee. The motion prevailed, and House Bill No. 164 was read the second time and referred to the Committee on Education.

A Communication from the Rev. D. W. Keller, on behalf of the Anti-Saloon League of Logan County, requesting the use of Repre-

sentative Hall, either Wednesday evening, February 6, 1901, or Thursday evening, Feb. 7, 1901, for the purpose of presenting arguments to the House in favor of House Bill No. 142, was read.

Mr. Ferguson moved that the communication be received and filed, and the use of Representative Hall be granted, according to the request, for Thursday evening, Feb. 7, 1901.

The motion prevailed.

House Bill No. 87 was read the third time.

The question being upon the final passage of House Bill No. 87, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 64 was read the third time.

The question being upon the final passage of House Bill No. 64, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 64 having received the constitutional majority, passed.

House Bill No. 83 was read the third time.

The question being upon the final passage of House Bill No. 83, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 83 having received the constitutional majority, passed.

House Bill No. 69 was read the third time.

Mr. Oliphant moved to recommit House Bill No. 69 to the Committee on County and Township Organization.

The motion was lost.

The question being upon the final passage of House Bill No. 69, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 69 having received the constitutional majority, passed.

House Bill No. 97 was read the third time.

The question being upon the final passage of House Bill No. 97, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 97 having received the constitutional majority, passed.

House Bill No. 126 was read the third time.

The question being upon the final passage of House Bill No. 126, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill 126 having received the constitutional majority, passed.

House Bill No. 98 was read the third time.



The question being upon the final passage of House Bill No. 98, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 98 having received the constitutional majority, passed.

House Bill No. 99 was read the third time.

The question being upon the final passage of House Bill No. 99, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 99, having received the constitutional majority, passed.

#### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma,  
February 5, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Concurrent Resolution and Memorial No. 2, which has passed the Council with amendments, and ask your concurrence therein, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Jones moved to suspend the rules, and that the House concur in the Council's amendments to House Concurrent Resolution No. 2.

The motion prevailed.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the calendar.

The motion prevailed, and the Speaker called Mr. Hadley to the chair.

Mr. Hadley, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 5, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 128, 89, 27, 106, 3 and 62, and Council Bills Nos. 22 and 23, recommend that House Bill No. 128 do pass.

That House Bill No. 3 do pass.

That House Bill No. 106 do not pass.

That House Bills Nos. 89 and 27 and all others referring to the same subject matter be made a special order for Thursday, February 14, 1901, at 10 o'clock A. M.

That Council Bills Nos. 22 and 23 be placed at the foot of the Calendar.

Report progress on House Bill No. 62 and ask leave to sit again.

J. W. HADLEY,  
Chairman.

On motion of Mr. Hadley, the report of the Committee of the Whole was adopted.

Mr. Oliphant moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M., the House was called to order by Speaker Stevens.

The Committee on Criminal Jurisprudence, by its Chairman, Mr. Reid, made the following report:

Guthrie, Oklahoma Territory,  
February 5, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bills Nos. 36 and 130, and beg leave to make the following report:

We recommend that House Bill No. 36 do pass as amended and that House Bill No. 130 do pass.

THOS. R. REID,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 165, by Mr. Comp.

"An Act to Amend Section 1, Article 4, Chapter 28, Session Laws Oklahoma, 1899, and for Other Purposes."

House Bill No. 166, by Mr. Phelps.

"An Act Repealing An Act Relating to Transfers."

House Bill No. 167, by Mr. Jones.

"An Act Relating to Savings and Trust Companies, Providing for the Organization, Management, Control, Regulation and Supervision Thereof, and Providing for Penalties for the Violation of the Provisions of This Act."

Mr. Jones moved to suspend the rules and to place House Bills Nos. 165, 166 and 167 upon second reading and refer them to the appropriate committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 165 read and referred to the Committee on Appropriations.

House Bill No. 166 read and referred to the Committee on Ways and Means.

House Bill No. 167 read and referred to the Committee on Ways and Means.

Mr. Jones, Chairman of the Committee on Ways and Means, made the following report:

Guthrie, Oklahoma Territory,  
February 5, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bill and substitute for House Bill No. 8, and beg leave to make the following report:

We refer the bill back to the House with all of its amendments and recommed that the bill do pass as amended.

C. G. JONES,  
Chairman.

Mr. VanKirk moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Hadley to the chair.

Mr. Hadley, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 5, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 119, 57, 62, 125, 84, 155 and 90 and Council Bill No. 16, make the following report:

We recommend that Council Bill No. 16 do pass.

That House Bill No. 155 be recommitted to the Committee on Medical and Sanitary Affairs.

That House Bill No 62 be recommitted to the Committee on Compensation of Public Officers.

That House Bill No. 57 do not pass.

That House Bill No. 84 do pass.

That House Bill No. 125 do pass.

That House Bill No. 119 do pass.

That House Bill No. 90 do pass.

J. W. HADLEY,  
Chairman.

Mr. Hadley moved to adopt the report of the Committee of the Whole.

Mr. Seeley moved to amend the report by recommending that House Bill No. 90 do not pass.

The amendment was lost.

The original motion then prevailed and the report was adopted.

By unanimous consent, Mr. Campbell introduced House Bill No. 168. "An Act Allowing School District Boards to Issue Time

**Warrants in Certain Cases and Providing for the Payment of Same."**

Mr. Campbell moved to suspend the rules and to place House Bill No. 168 upon second reading and to refer it to the appropriate committee.

The motion prevailed.

House Bill No. 168 was read the second time and referred to the Committee on Education.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved February 6, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## THIRTIETH DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, February 6, 1901.

### MORNING SESSION.

At 9 o'clock A. M., the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

Messrs. Sniggs and Wilkin were excused for one hour.

Mr. Jones moved that when the House adjourn that it adjourn until 9 o'clock A. M. Thursday, February 7, 1901, in order to give Standing Committees an opportunity to act upon bills referred to them.

The motion prevailed.

The Journal of the Twenty-Ninth Day was read, amended and approved.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 6, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bills Nos. 146, 148, 149, 54 and 60 and beg leave to make the following report:

We refer House Bill No. 146 back to the House with the recommendation that it do pass.

We refer House Bill No. 148 back to the House with the recommendation that it do pass.

We refer House Bill No. 149 back to the House with the recommendation that it do pass.

We refer House Bill No. 54 back to the House with the recommendation that it do not pass.

We refer House Bill No. 60 back to the House with the recommendation that it do not pass.

CHAS. G. JONES,  
Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
February 6, 1901.

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bill No. 128, House Concurrent Resolution and Memorial No. 2, and House Bill No. 3 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Mr. Embry made the following motion:

House of Representatives,  
Sixth Legislative Assembly,  
Guthrie, Oklahoma Territory,  
February 6, 1901.

S. P. Atherton, Contestant.

vs.

William H. Scott, Contestee.

Comes now the contestant, S. P. Atherton, in person and by his attorney, John Embry, and files this, his dismissal of the contest proceeding, now pending before this House, wherein movant contests the seat of William H. Scott, a Representative from the Sixth District, and prays that the House make all proper record and orders showing such dismissal.

S. P. ATHERTON,  
Contestant.  
JOHN EMBRY,  
Attorney.

Mr. Embry, on behalf of Mr. Atherton, offered the following explanation of his action in filing the above motion:

House of Representatives,  
Sixth Legislative Assembly,  
Guthrie, Oklahoma Territory.

February 6, 1901.

Mr. Speaker:

In presenting the motion of Hon. S. P. Atherton for dismissal of the contest against the Hon. W. H. Scott, of the Sixth District, I desire to say that this act is prompted by the consent of Mr. Atherton, and he desires me to give to the House as his reasons therefor, that notwithstanding the fact that he believes he was legally elected, yet, the determination of this matter has been so long delayed that one-half of this session has expired, during which time the contestee has acted as the Representative of the said District, and Mr. Atherton believes that the legislative matters in which his district is interested have, at this late day, taken such form that it would be embarrassing to him to be called upon to in any way interrupt the course of things, and further, that if mistakes have been made, he does not desire to assume the responsibilities therefor, neither does he desire to change the position of his district on any meritorious legislation.

The contestant has directed me further to express to this House his sincere thanks for the exhaustive examination made of the election returns, and for their careful and courteous consideration of the matter and things pertaining to this contest.

JOHN EMBRY,

Attorney.

Mr. Embry moved the prayer of the motion be granted and the contest dismissed, which motion prevailed.

House Bill No. 128 was read the third time.

The question being upon the final passage of House Bill No. 128, the Roll was called.

Ayes 22, nays 1, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Thomas, VanKirk, Wood and Mr. Speaker.



Those voting in the negative were Seeley.

Absent, Reid, Sniggs and Wilkin.

House Bill No. 128 having received the constitutional majority, passed.

House Bill No. 3 was read the third time.

The question being upon the final passage of House Bill No. 3, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Thomas, VanKirk, Wood and Mr. Speaker.

Absent Reid, Sniggs and Wilkin.

House Bill No. 3 having received the constitutional majority, passed.

The Speaker announced that he had signed House Concurrent Resolution and Memorial No. 2.

By unanimous consent, Mr. Wood introduced a substitute for House Bill No. 37.

"An Act Relating to Libel and Slander," which was read the first time by title.

By unanimous consent, Mr. Wood introduced the following bills which were read the first time by title:

House Bill No. 169.

"An Act Relating to Procedure and Practice in Courts and for Other Purposes."

House Bill No. 170.

"An Act to Amend Section 38, of Chapter 8, Session Laws of 1897, Relating to Conveyances and Legalizing Certain Defects in Acknowledgements."

Mr. Wood moved to suspend the rules and to place Substitute for House Bill No. 37 and House Bills Nos. 169 and 170 upon second reading and refer them to the appropriate Committees.

## SECOND READING OF BILLS.

Substitute for House Bill No. 37 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 169 read and referred to the Committee on Judiciary.

House Bill No. 170 read and referred to the Committee on Judiciary.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the Calendar. The motion prevailed and the Speaker called Mr. Oliphant to the Chair.

The Committee of the Whole arose to receive the following Message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma,  
February 6, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives the information that the Committee on Judiciary have reported that House Bill No. 34 do not pass, which report has been adopted, which you will find attached.

Very Respectfully yours,  
THOS. KEARSE,  
Chief Clerk of Council.

Mr. Oliphant, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 6, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 70, 110 and 123, recommend that further consideration of House Bill No. 70 be postponed and made a special order for February 15, at 10 o'clock A. M. and that House Bills Nos. 110 and 123 do not pass.

JOHN A. OLIPHANT,  
Chairman.

Mr. Jones moved to reconsider the vote by which it was decided to adjourn until Thursday morning, February 7, 1901.

The motion prevailed.

By unanimous consent, Mr. Jones introduced House Bill No. 171. "An Act to Provide for the Improvement and Permanent

Paving, Curbing and Guttering of Streets and Other Public Places within Cities of the First Class."

Mr. Jones moved to suspend the rules and to place House Bill No. 171 upon second reading and refer it to the appropriate committee.

The motion prevailed, and House Bill No. 171 was read the second time and referred to the Committee on Municipal Corporations.

Mr. Alexander, Chairman of the Committee on Municipal Corporations, made the following report:

Guthrie, Oklahoma Territory,

February 6, 1901.

Your Committee on Municipal Corporations have had under consideration House Bill No. 153 and recommend the same do pass as amended.

CHAS. R. ALEXANDER,

Chairman.

Mr. Wood offered the following minority report of the Committee on Municipal Corporations:

Guthrie, Oklahoma Territory,

February 6, 1901.

Mr. Speaker:

We, a minority of the Committee on Municipal Corporations, beg leave to recommend that House Bill No. 153 do not pass, and submit herewith our reasons therefor and ask that the same be spread upon the records of this House.

R. E. WOOD,

F. R. ROGERS.

Mr. Reid, Chairman of the special committee on the Wails-Phelps contest case, made the following report:

Territory of Oklahoma.

In the Matter of the Contest of J. C. Wails vs. Walter L. Phelps, from the Tenth Representative District of the Territory of Oklahoma.

Mr. Speaker:

We, your committee appointed to hear evidence and decide the issues joined in said contest case, beg leave to make the following report:

## STATEMENT OF FACTS.

The facts shown by evidence introduced are as follows:

That said contestee, Walter L. Phelps, became a resident of the Territory of Oklahoma about the 10th or 11th day of November, 1899; that he continued to reside in the town of Norman, Cleveland County, from that date; that he was nominated on the Democratic ticket for the office of Representative of said Tenth District in the year 1900; that at the election held on the sixth day of November, 1900, he received a total of 593 votes in said district.

That the contestant, J. C. Wails, was a resident of the County of Cleveland and Territory of Oklahoma for several years prior to the year 1900; that he was nominated for the office of Representative of the said Tenth District by the Populist party, and at the election held on the sixth day of November, 1900, received a total of 489 votes.

The allegations of the contestant are as follows:

First:

That the said Phelps was not a resident of the Territory of Oklahoma the required length of time to be qualified for the office of Representative.

Second:

That he secured his election by undue and corrupt influence.

Your committee concludes that as a matter of law that while the said Phelps had not been a legal resident of the Territory of Oklahoma for the period of one year on the sixth day of November, 1900, he was a legal resident at the time of the issuing of the certificate of election to him, and at the time he was sworn in at the convening of the Sixth Legislative Assembly on the eighth day of January 1901.

The precedent established by the Congress of the United States in seating persons who have received a majority of the votes in their district, as soon as the disability has been removed, has been established and followed in that body for years. The Constitution of the United States requiring a person to be of the age of twenty-five years before he is eligible to become a member of Congress; persons having been elected to that office who have not attained the required age at the convening of Congress, and who have subsequently been

seated upon attaining that age. Our Statute being peculiar in its wording in defining the qualifications of a member of the Territorial Legislature, does not use the words "election day" but the words "when chosen;" that a member of the Legislature "must have been a resident of the Territory for the period of one year before the time he is chosen." Your committee believing as a matter of law he is not chosen until he receives his certificate of election; and in that event the contestee, Mr. Phelps, had been a legal resident of the Territory of Oklahoma for the period of one year next preceding the date of said certificate.

The committee further concludes as a matter of law that if the said contestee, Mr. Phelps, was disqualified from holding the office of Representative, that the next highest contestant, Mr. Wails, would not be legally entitled to said office in this Assembly instead of Mr. Phelps. A large line of decisions being to the effect that the person receiving the highest number of votes being disqualified, it does not elect the next highest candidate. Your committee having arrived at this conclusion, we deem it best that the said contestee retain his seat rather than that District should not be represented during the session. We, therefore, recommend the dismissal of the contest proceedings instituted by the said J. C. Wails against the said Walter L. Phelps.

THOS. R. REID,  
FRANK MATHEWS,  
J. W. HADLEY.

Mr. Alexander moved to adopt the report, which motion prevailed.

By unanimous consent, Mr. Seeley introduced House Bill No. 172. "An Act to Cause Doors of Public Buildings to Swing Outward."

By unanimous consent, Mr. Sniggs introduced House Bill No. 173, a substitute for House Bill No. 24. "An Act to Provide for the Payment of the Northwestern Normal School Building Located at Alva, Oklahoma Territory."

Mr. Seeley moved to suspend the rules and to place House Bill No. 172 and House Bill No. 173 and substitute for House Bill No. 24 upon second reading and to refer them to the appropriate committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 172 read and referred to the Committee on Public Buildings.

House Bill No. 173, substitute for House Bill No. 24, read and referred to the Committee on appropriations.

Mr. Jones moved to adjourn, which motion prevailed.

## AFTERNOON SESSION.

At 2 o'clock p. m., the House was called to order by Speaker Stevens.

The Committee on County and Township Organization, by its chairman, Mr. Oliphant, made the following report:

Guthrie, Oklahoma Territory,

February 6, 1901.

Mr. Speaker:

The Committee on County and Township Organization, having had under consideration Council Bill No. 27, recommend that Council Bill No. 27 do pass as amended.

JOHN A. OLIPHANT,

Chairman.

By unanimous consent Mr. Mathews of Greer introduced House Bill No. 174, a substitute for House Bill No. 40. "An Act to Establish a Normal School in Greer County, Oklahoma Territory, to be Known as the Southwestern Normal School and to Provide for the Selection of a Site, the Constructing of Buildings and for the Maintenance of Said School," which was read the first time by title.

Mr. Mathews moved to suspend the rules and to place House Bill No. 174 upon second reading and refer it to the Committee on Education. The motion prevailed.

House Bill No. 174 was read the second time and referred to the Committee on Education.

By unanimous consent, Mr. Alexander introduced House Bill No. 175. "An Act Creating a County Hide and Animal Inspector," which was read the first time by title. .

Mr. Alexander moved to suspend the rules and to place House Bill No. 175 upon second reading and refer it to the appropriate Com-

mitted. The motion prevailed. House Bill No. 175 was read the second time and referred to the Committee on Judiciary.

The following House Bills were introduced and read the first time by title:

House Bill No. 176, by Mr. Alexander.

"An Act Extending the Time and Qualifications of Redelivery Bonds.

House Bill No. 177, by Mr. Phelps.

"An Act to Revise the Statutes of Oklahoma 1893, and to Provide for the Collection, Editing, Annotation, Printing, Binding, Publishing and Distributing the Same."

Mr. Nisbett called for the reading of House Bill No. 177.

The Bill was partly read and upon motion further reading was deferred.

The following House Bills were introduced and read the first time by title:

House Bill No. 178, by Mr. Hadley.

"An Act to Amend Sec. 10, Chap. 15, Statutes of 1893, Providing for the Organization of Towns and Villages."

House Bill No. 179, by Mr. Sniggs.

"An Act to Amend Art. 10, Chap. 73, Statutes of Oklahoma 1893, Relating to Territorial Board of Education."

House Bill No. 180, by Mr. Wilkin.

"An Act to Authorize the Board of County Commissioners of Kay County, Oklahoma Territory, to Change the Course of Spring Creek."

Mr. Wood was excused for one hour.

Mr. Oliphant moved to suspend the rules and to place House Bills Nos. 176, 177, 178, 179 and 180 upon second reading and refer them to the appropriate Committees.

#### SECOND READING OF BILLS.

House Bill No. 176 read and referred to the Committee on Judiciary.

House Bill No. 177 read and referred to the Committee on Judiciary.

House Bill No. 178 read and referred to the Committee on Municipal Corporations.

House Bill No. 179 read and referred to the Committee on Education.

House Bill No. 180 read and referred to the Committee on Roads and Highways.

Mr. Jones moved to adjourn, which motion prevailed

Approved February 7, 1901.

H. F. ARDERY,  
Chief Clerk.

WALTER C. STEVENS,  
Speaker.



## THIRTY-FIRST DAY.

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Guthrie, Oklahoma Territory,  
Thursday, February 7, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Rev. E. S. Stockwell.

Roll call showed all members present.

The Journal of the Thirtieth Day was read, amended and approved.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 6, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration Council Bill No. 102, House Bill No. 127, House Bill No. 166, House Bill No. 167, House Bill No. 134, House Bill No. 136, and House Bill No. 77, and substitute for House Bill No. 77 and beg leave to make the following report:

Council Bill No. 102 we refer back to the House with recommendation that it do pass.

House Bill No. 127 we refer back to the House with recommendation that it do pass.

House Bill No. 166 we refer back to the House with recommendation that it do not pass.

House Bill No. 167, we refer back to the House with recommendation that it do pass.

House Bill No. 134 we refer back to the House with recommendation that it do not pass.

House Bill No. 136 we refer back to the House with recommendation that it do not pass.

House Bill No. 77 and substitute therefor, we refer back to the House with recommendation that it do not pass.

C. G. JONES,  
Chairman.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
February 6, 1901.

Mr. Speaker:

The Committee on Judiciary have had under consideration House Bills Nos. 168, 129, 81 and 86, and Council Bills Nos. 11 and 40, and beg leave to make the following report:

We recommend that House Bills Nos. 168 and 129 do pass.

That House Bill No. 81 do pass as amended.

That House Bill No. 86 do not pass.

That Council Bill No. 11 do not pass.

That Council Bill No. 40 do pass.

JOHN EMBRY,  
Chairman.

The Committee on Appropriations, by its Chairman, Mr. Decker, made the following report:

Guthrie, Oklahoma Territory,  
February 6, 1901.

Mr. Speaker:

The Committee on Appropriations have had under consideration House Bill No. 114 and beg leave to make the following report:

We recommend it do pass as amended.

J. H. DECKER,  
Chairman.

The Committee on Medical and Sanitary Affairs, by its Chairman, Mr. Comp, made the following report:

Guthrie, Oklahoma Territory,  
February 7, 1901.

Mr. Speaker:

The Committee on Medical and Sanitary Affairs have had under consideration House Bill No. 155 and beg leave to make the following report:

We recommend that the substitute herewith do pass.

J. W. COMP,  
Chairman.

The Committee on Agriculture, by its Chairman, Mr. Sniggs, made the following report:

Guthrie, Oklahoma Territory,  
February 7, 1901.

Mr. Speaker:

The Committee on Agriculture having had under consideration House Bill No. 111, recommend that substitute for House Bill No. 111 do pass.

That Council Bill No. 32 do pass.

That Council Bill No. 36 do not pass.

The Committee on Insurance, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
February 7, 1901.

Mr. Speaker:

The Committee on Insurance having had under consideration House Bill No. 74, recommend the same do pass, as amended.

W. M. FERGUSON,  
Chairman.

House Concurrent Resolution No. 3 was read and considered.

Mr. Alexander moved to postpone the further consideration of the Resolution until Friday, February 8, 1901.

The motion prevailed.

Mr. Jones moved that House Concurrent Resolution No. 3 be made a special order for 10 o'clock A. M., Friday, February 8, 1901.

The motion prevailed.

The following bills were introduced and read the first time by title:

House Bill No. 181, by Mr. Wood.

"An Act to Prohibit the Sale or Giving Away of Intoxicating Liquors Within Two Miles of Sacred Heart Mission College Building."

House Bill No. 182, by Mr. Wood.

"An Act Providing for the Levy of Attachments and Execution

on Judgments and for the Sale Thereof."

House Bill No. 183, by Committee on Ways and Means.

"An Act to Amend Section 2, Article 4, Chapter 32, Laws 1897, Providing for the Collection of Delinquent Personal Taxes and Providing for Penalties for the Failure Thereof."

House Bill No. 184, by Mr. Rogers.

"An Act to Establish Union Graded Schools."

House Bill No. 185, by Mr. Jones, by request.

"An Act Regulating the Compensation of County Commissioners."

House Bill No. 186, by Mr. Sniggs.

"An Act Amending Section 17, Chapter 15, Laws 1897, Relating to Fees and Salaries of Register of Deeds."

Communication from the Mayor and City Council of Enid, inviting the House to visit Enid some time during the present session of the Legislature was read.

On motion of Mr. Jones, the invitation was received and filed.

Mr. Wood moved to suspend the rules and to place House Bills Nos. 181, 182, 183, 184, 185 and 186 upon second reading and refer them to the appropriate committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 181 read and referred to the Committee on the Regulation of the Liquor Traffic.

House Bill No. 182 read and referred to the Committee on Judiciary.

House Bill No. 183 read and referred to the Committee on Ways and Means.

House Bill No. 184 read and referred to the Committee on Education.

House Bill No. 185 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 186 read and referred to the Committee on Compensation of Public Officers.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the Calendar.

The motion prevailed, and the Speaker called Mr. Alexander to the chair.

The Committee of the Whole arose to receive the following message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 7, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copies of Council Bills Nos. 20, 45, 56 and 112, which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 7, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 35, 115 and 21, recommend that House Bill No. 35 do pass as amended.

That House Bill No. 115 do pass as amended.

That House Bill No. 21 be referred to the Committee on Judiciary to report the bill Friday, February 8, 1901, as to the power of the Legislature to enact its provisions.

CHAS. R. ALEXANDER,  
Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
February 7, 1901.

Mr. Speaker:

The Committee on Engrossed and Enrolled Bills have had under consideration Council Bill No. 16 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The following communication was read:

Territory of Oklahoma, Executive Department,  
Guthrie, Oklahoma Territory,  
February 6, 1901.

Hon Walter C. Stevens, Speaker of the House of Representatives,  
and Members of the House of Representatives of the Sixth  
Legislative Assembly:

Gentlemen:—I have the honor to hand you herewith a copy of a communication received this day from Hon. Frank M. Thompson, Territorial Treasurer, requesting the Legislative Assembly, by committee or otherwise, to cause an inspection of the books, accounts, vouchers and funds in the Territorial treasury, and beg leave to add my request that a Joint Committee of the Legislative Assembly be appointed for that purpose.

Very respectfully,  
C. M. BARNES,  
Governor.

Guthrie, Oklahoma Territory,  
February 6, 1901.

Hon C. M. Barnes,  
Governor of Oklahoma Territory.  
Guthrie, Oklahoma Territory.

Sir:—Referring to paragraph 9, Section 5958, Chapter 76, page 1124, Statutes of Oklahoma 1893, I have the honor to respectfully request an inspection of the books, accounts, vouchers and funds in the treasury by either branch of the Sixth Legislative Assembly, and that the result of such investigation and inspection be reported to the said Assembly during the present session thereof.

Very respectfully,  
FRANK M. THOMPSON,  
Territorial Treasurer.

Territory of Oklahoma,  
Executive Department,  
Guthrie, February 7, 1901.

Hon. Walter C. Stevens,  
Speaker of the House of Representatives,  
Guthrie, O. T.

My Dear Sir:—

I have the honor to respectfully request that you will cause to

be furnished to me a list of the additional officers and employees of the House, employed under Act approved January 21, 1897.

Very respectfully,

C. M. BARNES,

Governor.

Mr. Reid introduced the following resolution, which was read:

#### HOUSE RESOLUTION NO. 7.

Be it resolved by the House of Representatives of the Sixth Legislative Assembly of the Territory of Oklahoma, the Council concurring therein, that the Speaker of the House appoint a committee of three to inspect the books, accounts, vouchers and funds in the Territorial Treasury, to act with a like committee from the Council, to be appointed by the President of the Council, and report their findings to the House.

Mr. Reid moved the adoption of House Resolution No. 7. The motion prevailed.

House Resolution No. 8, by Mr. Reid.

Be it resolved by the House of Representatives of the Sixth Legislative Assembly that the "Press Gang" be cordially invited to accompany us on our visit to the Oklahoma Live Stock Association, at Woodward, on the 13th and 14th of February, 1901, as our guests.

Mr. Reid moved the adoption of House Resolution No. 8. The motion prevailed.

The Committee on Criminal Jurisprudence, by its Chairman, Mr. Reid, made the following report:

Guthrie, Oklahoma Territory,

February 7, 1901.

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bills Nos. 85, 121, 133, 137, 145, 152 and 151.

We recommend that House Bills Nos. 85, 121, 133, 137, 145 and 151 do not pass. And that House Bill No. 152 do pass as amended.

THOS. R. REID,

Chairman.

Council Bill No. 16 was read the third time.

The question being upon the final passage of Council Bill No. 16, the Roll was called. Ayes 18, nays 7, absent 1.

Those voting in the affirmative were Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Allen, Hadley, Mathews of Greer, Mathews of Payne, Scott, Seeley and Thomas. Absent, Wood.

Council Bill No. 16 having received the constitutional majority, passed.

Mr. Reid moved to reconsider the vote by which Bill No. 16 was passed.

The motion prevailed.

Mr. Reid moved to recommit Council Bill No. 16 to the Committee on Judiciary. The motion prevailed.

Mr. Alexander moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

Mr. Oliphant moved to grant Col. Dean, United States Live Stock Inspector, the privilege of addressing the House upon the subject, Quarantine and Live Stock. The motion prevailed.

Mr. Oliphant moved to invite the Members of the Council to listen to Col. Dean's address. The motion prevailed.

Col. Dean thereupon delivered an exhaustive address upon the subject of live stock as affected by the Texas fever.

Mr. Alexander moved to vote the thanks of the House to Col. Dean for his address, and that a note of his address be made upon the Journal.

The motion prevailed.

The members of the Committee on Quarantine were excused for the purpose of a Committee meeting.

#### MESSAGE FROM THE COUNCIL.

Territory of Oklahoma,  
Council Chamber,  
Guthrie, Oklahoma Territory,  
February 7, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of



Representatives House Concurrent Resolution No. 2, which the President has signed, which you will find attached.

Very respectfully,

THOS. KEARSE,

Chief Clerk Council.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Embry to the Chair.

Mr. Embry, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

February 7, 1901.

Mr. Speaker :

The Committee of the Whole having had under consideration House Bill No. 120 recommend that House Bill No. 120 do pass as amended.

JOHN EMBRY,

Chairman.

Mr. Embry moved to adopt the report of the Committee of the Whole, which motion prevailed.

By unanimous consent, the following House Bills were introduced and read the first time by title:

House Bill No. 187, by Mr. Nisbett.

"An Act to Amend Section 22, of Chapter 51, of the Oklahoma Statutes of 1893, Relating to Chattel Mortgages."

House Bill No. 188, by Mr. Reid.

"An Act Providing for a Public Record to be Kept by Pawnbrokers and Second Hand Dealers."

House Bill No. 189, by Mr. Reid.

"An Act Providing for the Time of Making Biennial Reports of Territorial Officers to the Governor of the Territory.

House Bill No. 190, by Mr. Comp.

**"An Act Repealing Chapter 8, of the Statutes of Oklahoma, 1893, Establishing a Board of Health and for Other Purposes.**

**Mr. Alexander moved to adjourn, which motion prevailed.**

**Approved Friday, February 8, 1901.**

**WALTER C. STEVENS,**

**Speaker.**

**H. F. ARDERY,**

**Chief Clerk,**

## THIRTY-SECOND DAY.

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Guthrie, Oklahoma Territory,  
Friday, February 8, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Thirty-First Day was read and approved.

The Committee on Enrolled and Engrossed Bills made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bills Nos. 115, 125, 119 and 90 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill 191, by Mr. Millard.

"Being An Act Relating to Registering of Voters in Cities of the First Class."

House Bill No. 192, by Mr. Millard.

"An Act Relating to the Public Representation of Dramatic Plays and Musical Compositions."

House Bill No. 193, by Mr. Mathews of Payne.

"An Act Relating to the Wearing of Badges of Secret Orders and Societies."

**House Bill No. 194, by Mr. Wilkin.**

**"An Act Amendatory of Sections 23, 27 and 28, of Chapter 3, Session Laws 1895, Being An Act entitled 'An Act to Apportion the Territory of Oklahoma into Representative Districts.'"**

**The following Council Bills were read the first time:**

**Council Bill No. 20, by Mr. Miller.**

**"An Act to Apportion the Territory of Oklahoma into Council and Representative Districts."**

**Council Bill No. 56, by Mr. Duffy.**

**"An Act Regulating the Meeting of Municipal Boards."**

**Council Bill No. 45, by Mr. Duffy.**

**"An Act to Prohibit Lotteries, Gift Enterprises, Slot Machines, Policies and Schemes in the Nature of Lotteries."**

**Council Bill No. 112, by Mr. Todd.**

**"An Act to Regulate the Leasing of Indemnity Lands of Oklahoma Territory and the Disposition and Use of the Proceeds of Such Leases, and Providing for the Selection of Indemnity Lands to Which the Territory May be Entitled."**

## SECOND READING OF BILLS.

**House Bill No. 187 read and referred to the Committee on Judiciary.**

**House Bill No. 188 read and referred to the Committee on Criminal Jurisprudence.**

**House Bill No. 189 read and referred to the Committee on Ways and Means.**

**House Bill No. 190 read and referred to the Committee on Medical and Sanitary Affairs.**

**By unanimous consent, Mr. Ferguson introduced:**

**House Bill No. 195.**

**"An Act to Require Peddlers to Pay License."**

**Mr. Ferguson moved to suspend the rules and to place House Bills Nos. 191, 192, 193, 194 and 195, and Council Bills Nos. 20, 45, 56 and 112 upon second reading and refer them to the appropriate committees.**

**The motion prevailed.**

## SECOND READING OF BILLS.

**House Bill No. 191 read and referred to the Committee on Elections and Legislative Apportionments.**

House Bill No. 192 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 193 read and referred to the Committee on Ways and Means.

House Bill No. 194 read and referred to the Committee on Elections and Legislative Apportionments.

House Bill No. 195 read and referred to the Committee on Judiciary.

Council Bill No. 20 read and referred to the Committee on Elections and Legislative Apportionments.

Council Bill No. 45 read and referred to the Committee on Criminal Jurisprudence.

Council Bill No. 56 read and referred to the Committee on Municipal Corporations.

Council Bill No. 112 read and referred to the Committee on Public Lands.

House Bill No. 119 was read the third time.

The question being upon the final passage of House Bill No. 119, the roll was called.

Ayes 22, nays 3, absent 1.

Those voting in the affirmative were Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Snigga, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Alexander, Mathews of Greer and Reid.

Absent, Mr. Wood.

House Bill No. 119 having received the constitutional majority passed.

House Bill No. 125 was read the third time.

The question being upon the final passage of House Bill No. 125, the roll was called.

Ayes 23, nays 0, absent 2.

Present and not voting, 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rog-

ers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Absent, Reid and Wood.

Present and not voting, Mr. Hadley.

House Bill No. 125 having received the constitutional majority, passed.

House Bill No. 90 was read the third time.

Mr. Seeley moved to recommit House Bill No. 90 to the Committee of the Whole for further consideration. The motion was lost.

The question being upon the final passage of House Bill No. 90, the roll was called.

Ayes 22, nays 4.

Those voting in the affirmative were Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Allen, Mathews of Greer, Seeley and Thomas.

Mr. Thomas offered the following explanation of his vote:

Mr. Speaker:

I vote "No" because this bill was rushed through contrary to the rules.

H. A. THOMAS.

Mr. Reid explained his vote as follows:

I vote "Aye" on this bill because it has many good features and seems to be the only bill on this subject likely to be considered at this session.

Mr. Hadley offered the following explanation of his vote:

Mr. Speaker:

I desire to explain my vote. I vote "Aye" believing that while this Bill is not what I desire, it is the best we will get this season.

J. W. HADLEY.

Mr. Mathews of Greer explained his vote as follows:

I am in favor of paying Jurors \$2.00 per day and opposed to witness fees in Criminal Cases. I vote "No" on this Bill.

MATHEWS, of Greer.

Mr. Jones moved to reconsider the vote by which House Bill No. 90 passed and to lay that motion upon the table. The motion prevailed.

House Bill No. 115 was read the third time.

The question being upon the final passage of House Bill No. 115, the Roll was called.

Ayes 22, nays 4.

Those voting in the affirmative were Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Seeley, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Alexander, Jones, Rogers and Sniggs.

House Bill No. 115 having received the constitutional majority, passed.

The hour of 10 o'clock having arrived, Mr. Embry called up House Concurrent Resolution No. 3, which had been made a special order. The Resolution was taken up and read and upon motion of Mr. Embry the Resolution was adopted.

The Committee on Municipal Corporations, by its Chairman, Mr. Alexander, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

We, your Committee on Municipal Corporations, have had under consideration Council Bill No. 2 and Council Bill No. 78, House Bill No. 186 and House Bill No. 178 and House Bill No. 171 and beg leave to make the following report:

We refer Council Bill No. 2 back to the House with recommendation that it do pass.

We refer Council Bill No. 78 back to the House with recommendation that it do pass as amended.

We refer House Bill No. 186 back to the House with recommendation that it do pass.

We refer House Bill No. 178 back to the House with recommendation that it do not pass.

We refer House Bill No. 171 back to the House with recommendation that it do pass.

C. R. ALEXANDER,  
Chairman.

Mr. Seeley offered the following minority report of the Committee on Municipal Corporations:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

The Minority of your Committee on Municipal Corporations having had under consideration Council Bill No. 2, providing for a Library fund in Cities of the first class beg leave to recommend the passage of said Bill, with the following change:

Strike out of Section 1 all words in said Section, after the words, "Library Fund," as found in line ten of said Section, as found in the printed bill.

S. E. SEELEY.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration House Bill No. 183, beg leave to make the following report:

We recommend that said bill do pass.

C. G. JONES,  
Chairman.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

The Committee on Judiciary having had under consideration Council Bill No. 16, recommend the same be amended by inserting the words, "of Article 1," after the words "Section 1" in line 1, of the printed bill and the same change be made in title of bill and that it do pass as amended.

JOHN EMBRY,  
Chairman.



Mr. Jones moved to suspend the rules and to consider Council Bill No. 16.

The motion prevailed.

Mr. Jones moved to adopt the amendment to Council Bill No. 16 in accordance with the recommendation of the Committee on Judiciary.

The motion prevailed.

Mr. Alexander moved to suspend the rules and that Council Bill No. 16 be placed upon third reading and its final passage.

A Call of the House was demanded by five members.

Mr. Reid moved to dispense with the further call of the House.

The motion prevailed.

The question being upon the motion to suspend the rules and to place Council Bill No. 16 upon its third reading and final passage, the Roll was called.

Ayes 22, nays 4.

Those voting in the affirmative were Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker:

Those voting in the negative were Allen, Hadley, Mathews of Greer and Thomas.

Council Bill No. 16 was read the third time. The question being upon the final passage of Council Bill No. 16, the Roll was called.

Ayes 23, nays 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker:

Those voting in the negative were Hadley, Mathews of Greer and Thomas.

Mr. Reid moved to reconsider the vote by which Council Bill No. 16 was passed and to lay that motion upon the table. The motion prevailed.

By unanimous consent, Mr. Mathews of Greer introduced House Bill No. 196.

"An Act to Legalize the Election of R. A. Billups, Probate Judge of Washita County, Oklahoma Territory.

Mr. Mathews of Greer moved to suspend the rules and to place House Bill No. 196 upon second reading and refer it to the appropriate committee.

The motion prevailed and House Bill No. 196 was read the second time and referred to the Committee on Judiciary.

Council Bill No. 112 was withdrawn from the Committee on Public Lands and referred to the Committee on Education.

Mr. Allen moved to recommit House Bill No. 120 to the Committee of the Whole. Motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 8 and other bills upon the calendar.

The motion prevailed and the Speaker called Mr. Campbell to the Chair.

Mr. Campbell, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 8 beg leave to report progress and ask leave to sit again.

JOHN H. CAMPBELL,  
Chairman.

Mr. Alexander moved to adopt the report, which motion prevailed.

Mr. Oliphant moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. Embry, Chairman of the Committee on Judiciary, announced the appointment of Miss Ocie Kedash to be permanent Clerk of the Committee on Judiciary.

The members of the Committee on Quarantine were excused for the purpose of a Committee meeting.

The following Bills were introduced and read the first time by title:

House Bill No. 197, by Mr. Reid.

"An Act Amending Sec. 1, of Chap. 11, of the Session Laws of 1897, Oklahoma Territory; Sec. 4, of Art. 1, of Chap. 19, of the Statutes of 1893, of Oklahoma Territory, and repealing Chap. 48, of the Session Laws of 1895, of Oklahoma Territory; Chap. 31, of the Session Laws of 1899, of Oklahoma Territory, Relating to Stenographers of the Supreme and District Courts."

House Bill No. 198, by Mr. Seeley.

"An Act to Exempt Property from Taxation and Forced Sale."

House Bill No. 199, by Mr. Comp.

"An Act to Authorize the Construction of Additional Buildings, and the Purchase of Additional Lands for the Territorial Normal School Located at Edmond."

House Bill No. 200, by Mr. Allen by request.

"An Act to Protect Taxpayers."

Mr. Reid moved to suspend the rules and to place House Bills Nos. 197, 198, 199 and 200 upon second reading and to refer them to the appropriate Committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 197 read and referred to the Committee on Judiciary.

House Bill No. 198 read and referred to the Committee on Ways and Means.

Mr. Rogers was called away by a telegram, and was excused.

House Bill No. 199 read and referred to the Committee on Education.

House Bill No. 200 read and referred to the Committee on Judiciary.

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Concurrent Resolution No. 7, and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Mr. VanKirk moved that the House resolve itself into a Committee of the Whole for the further consideration of House Bill No. 8 and other bills upon the calendar.

The motion prevailed and the Speaker called Mr. Campbell to the chair.

Mr. Campbell, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 8, recommend the same do pass as amended and ask leave to sit again.

JOHN H. CAMPBELL,  
Chairman.

The Committee on Enrolled and Engrossed Bills made the following report:

The Committee on Engrossed and Enrolled Bills have had under consideration Council Bill No. 16 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Committee on the Regulation of the Liquor Traffic, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

The Committee on the Regulation of the Liquor Traffic, having had under consideration House Bills Nos. 142 and 181, recommend the same do pass.

W. M. FERGUSON,  
Chairman.

The Committee on Quarantine, by its acting Chairman, Mr. Oliphant, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

Mr. Speaker:

The Committee on Quarantine having had under consideration House Bill No. 43, report a Committee Substitute therefor and ask

that the same take the place of the original bill and that the same do pass.

JOHN A. OLIPHANT,  
Acting Chairman.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
February 8, 1901.

**Mr. Speaker:**

Your Committee on Judiciary having had under consideration House Bill No. 21, refer the same back to the House with the statement that we find that Range 1 West, and Ranges 1, 2, 3 and 4 East, in Township 20 was attached to Payne County by Act of Congress, approved March 3, 1893. That all of the Territory sought to be detached from Payne County by this bill is included in the above subdivision; and it is the opinion of your Committee that this Legislature cannot detach such territory from Payne County.

We recommend that the bill be referred back to its author.

JOHN EMBRY,  
Chairman.

Mr. Jones moved to adopt the report, which motion prevailed.

Mr. Oliphant moved that when the House adjourn, that it adjourn until 7:30 P. M., Friday, February 8, 1901.

The motion was lost.

Mr. Comp was excused for Saturday, February 9, 1901.

Mr. Jones moved to adjourn.

Roll call was demanded.

Mr. Mathews of Greer moved to dispense with the roll call.

The question being upon the motion to dispense with the roll call, the roll was called.

Ayes 20, nays 5, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Mathews of Greer, Mathews of Payne, Millard, Phelps, Reid, Scott, Seeley, Sniggs, Thomas, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Jones, VanKirk, Hadley, Oliphant and Nisbett.

Absent, Mr. Rogers.

The motion was lost.

The original motion to adjourn then prevailed.

Approved February 9, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## THIRTY-THIRD DAY.

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Guthrie, Oklahoma Territory,  
Saturday, February 9, 1901.

### MORNING SESSION.

At 9 o'clock A. M., the House was called to order, pursuant to adjournment, with Speaker Stevens in the chair.

Prayer by the Chaplain.

Roll call showed all members present except Comp and Rogers who had been excused.

The Journal of the Thirty-Second Day was read, amended and approved.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 9, 1901.

Mr. Speaker:

Your Committee on Education have had under consideration House Bills Nos. 156, 82, 104, 79 and 141 and Council Bill No. 15, and beg leave to make the following report:

We recommend that Council Bill No. 15 do pass.

That House Bill No. 82 do pass as amended.

That House Bills Nos. 156, 104, 79 and 141 do not pass.

D. H. VAN KIRK,  
Chairman.

The Committee on Insurance, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
February 9, 1901.

Mr. Speaker:

Your Committee on Insurance having had under consideration House Bill No. 144, recommend that the substitute submitted herewith do pass.

W. M. FERGUSON,  
Chairman.

The Committee on Engrossed and Enrolled Bills made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 35 and 84 and beg leave to submit same correctly engrossed.

F. B. ROGERS,  
Chairman.

### THIRD READING OF BILLS.

House Bill No. 84 was read the third time.

The question being upon the final passage of House Bill No. 84, the roll was called.

Ayes 20, nays 4, absent 2.

Those voting in the affirmative were Alexander, Brewer, Campbell, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Allen, Hadley, Seeley and Thomas.

Absent, Comp and Rogers.

Mr. Embry explained his vote as follows:

Mr. Speaker:

Since we hope to abolish this office altogether after the present year, I vote "Aye."

House Bill No. 84 having received the constitutional majority, passed.

Mr. Sniggs moved to reconsider the vote by which House Bill No. 84 was passed and to lay that motion upon the table.

The motion prevailed.

House Bill No. 35 was read the third time.

The question being upon the final passage of House Bill No. 35, the roll was called.

Ayes 13, nays 10, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Mathews of Greer, Millard, Sniggs, VanKirk, Wood and Mr. Speaker.



Those voting in the negative were Hadley, Jones. Mathews of Payne, Nisbett, Oliphant, Reid, Scott, Seeley, Thomas and Wilkin, Absent, Comp, Phelps and Rogers.

House Bill No. 35 having received the constitutional majority, passed.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Thomas to the chair.

The Committee of the Whole arose to receive the following message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 9, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives engrossed copies of Council Bills Nos. 82 and 91, which have passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Thomas, Chairman of the Committee of the Whole, made the following report:

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 130, 118, 120, 143 and 153 and Council Bills Nos. 27 and 43, recommend:

That House Bill No. 130 do pass.

That House Bill No. 118 do pass.

That House Bill No. 143 be referred back to its author.

That House Bill No. 120 do pass.

That House Bill No. 153 be made a special order for Friday, February 15, 1901, at 10 A. M.

That the further consideration of Council Bill No. 27 be temporarily postponed.

That Council Bill No. 43 do pass.

H. A. THOMAS,  
Chairman.

Mr. Thomas moved to adopt the report, which motion prevailed.

Mr. Campbell was excused for half an hour.

The following Council Bills were read the first time by title:  
Council Bill No. 82, by Mr. Todd.

"An Act to Regulate the Fees of Jurors, in Courts of Record, to Provide Fees for Witnesses in Criminal Cases, and to Repeal Sections 47, 48 and 49, of Chapter 15, of the Session Laws of 1897."

Council Bill No. 91, by Mr. President.

"An Act Empowering Counties and Townships to Levy Road and Bridge Taxes, to Build Roads and Bridges and for Other Purposes."

Mr. Alexander moved to suspend the rules and to place Council Bills Nos. 82 and 91 upon second reading and refer them to the appropriate committees.

The motion prevailed.

#### SECOND READING OF BILLS.

Council Bill No. 82 read and referred to the Committee on Judiciary.

Council Bill No. 91 read and referred to the Committee on Roads and Highways.

The Speaker called Speaker Pro Tem Jones to the chair.

Mr. Speaker was excused for Monday.

Mr. Wood was excused for Saturday, February 9, 1901.

The following members were excused for Saturday, February 9, 1901, and Monday, February 11, 1901:

Messrs. Brewer, Hadley, Mathews of Greer, Mathews of Payne, Millard, Phelps and Scott.

Mr. Alexander moved that when the House adjourn, that it adjourn until 2 P. M.

The motion was lost.

Mr. Alexander moved to adjourn, which motion was lost.

Mr. Mathews of Payne moved to adjourn until 2 P. M. Monday February 11, 1901. The Roll was called.

Ayes 1, nays 23, absent 2.

Those voting in the negative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the affirmative Mr. Seeley. Absent, Comp and Rogers. The motion was lost.

Mr. Scott moved to adjourn, which motion prevailed.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Pro Tem Jones.

The Committee on Roads and Highways, by its chairman, Mr. Wilkin, made the following report:

Guthrie, Oklahoma Territory,  
February 11, 1901.

Mr. Speaker:

The Committee on Roads and Highways having had under consideration House Bill No. 180, recommend that said bill do pass.

JAMES WILKIN,  
Chairman.

By unanimous consent, Mr. Wilkin introduced House Bill No. 201.

"An Act providing for the Location, Erection, Management and Control of a University Preparatory School," which was read the first time by title.

By unanimous consent, the following petitions were received and read and referred to the Committee on the Regulation of the Liquor Traffic:

Petition No. 13, by Mr. Reid.

Petition No. 14, by Mr. Nisbett, by request.

Mr. Embry moved that the House resolve itself into a Committee of the Whole for the consideration of Bills reported unfavorably upon the Calendar. The motion prevailed and the Speaker Pro Tem called Mr. Reid to the Chair.

The Committee of the Whole arose to receive the following Message from the Governor:

To the Honorable Speaker and Members of the House of Representatives:

Gentlemen:

I have this day approved House Concurrent Resolution and Memorial No. 2, and have filed the same in the office of the Territorial Secretary.

Very respectfully,

C. M. BARNES,  
Governor.

Mr. Reid, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 9, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 22, 58, 159, 60, 86, 166, 134, 136, 77, 85, 121, 133, 137, 145, 151 and Council Bill No. 11, recommend.

That House Bill No. 22 do not pass.

That House Bill No. 58 do not pass.

That House Bill No. 159 be recommitted to the Committee on Municipal Corporations.

That House Bill No. 60 be referred back to its author.

That House Bill No. 86 do not pass.

That Council Bill No. 11 be recommitted to the Committee on Judiciary.

That House Bill No. 166 do not pass.

That House Bills Nos. 134, 136 and 77 be recommitted to the Committee on Ways and Means.

That House Bill No. 85 be tabled.

That House Bill No. 121 be printed and placed upon the Calendar.

That House Bill No. 133 be printed and placed upon the Calendar.

That House Bill No. 137 be printed and placed upon the Calendar.

That House Bill No. 145 do not pass.

That House Bill No. 151 be referred back to its author.

THOS. R. REID,  
Chairman.

Mr. Embry moved to adopt the report of the Committee of the Whole, which motion prevailed.

G. W. Vickers, House Messenger, was excused for Monday.

Mr. Thomas moved to adjourn until 9 o'clock A. M. Monday Feb. 11, 1901.

The motion prevailed.

Approved February 11, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## THIRTY-FOURTH DAY.

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Guthrie, Oklahoma Territory,  
Sunday, February 10, 1901.

## THIRTY-FIFTH DAY.

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Guthrie, Oklahoma Territory,  
Monday, February 11, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order, pursuant to adjournment, with Speaker Pro Tem Jones in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Brewer, Ferguson, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Rogers, Scott and Mr. Speaker, who were excused.

House Bill No. 201 was read the second time and referred to the Committee on Public Buildings.

Mr. Ferguson was excused for the remainder of the day.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and Speaker Pro Tem Jones called Mr. Alexander to the Chair.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 167, 146, 157, 74 and 178, recommend that House Bills Nos. 167, 146 and 74 do pass as amended. That substitute for House Bill No. 157 do pass. That House Bill No. 178 be printed.

Mr. Alexander moved to adopt the report of the Committee of the Whole, which motion prevailed.

By unanimous consent, the following House Bills were introduced and read the first time by title:

House Bill No. 202, by Mr. Reid.

"An Act Providing for the Payment for Stock Killed or Wounded by Railroads or Railroad Companies in Oklahoma Territory."

House Bill No. 203, by Mr. Seeley.

"An Act to Repeal Section 1, Article 28, of Chapter 68, of the Statutes of 1893.

House Bill No. 204, by Mr. Comp.

"An Act to Add Certain Lands to School District No. 12, for Educational Purposes."

Mr. VanKirk moved to adjourn, which motion prevailed.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Pro Tem Jones.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and Speaker Pro Tem Jones called Mr. Oliphant to the Chair.

Mr. Oliphant, Chairman of the Committee of the Whole, made the following report:

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 131 and Council Bill No. 40, recommend that House Bill No. 131 be recommitted to the Committee on Compensation of Public Officers.

That Council Bill No. 40 do pass.

JOHN A. OLIPHANT,  
Chairman.

Mr. Oliphant moved to adopt the report of the Committee of the Whole, which motion prevailed.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed.

Speaker Pro Tem Jones called Mr. Alexander to the Chair.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report:

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 116 and 36, report no progress.

CHAS. R. ALEXANDER,  
Chairman.

Mr. Thomas moved to adjourn until 9 o'clock A. M. Thursday, February 14, 1901. The roll was called.

Ayes 10, nays 8, absent 8.

The motion prevailed.

Those voting in the affirmative were Campbell, Embry, Hadley, Millard, Nisbett, Phelps, Scott, Seeley, Thomas and Wood.

Those voting in the negative were Alexander, Allen, Jones Oliphant, Reid, Sniggs, Thomas and VanKirk.

Absent, Brewer, Comp, Decker, Ferguson, Mathews of Greer, Mathews of Payne, Rogers and Mr. Speaker.

Approved February 14, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.



## THIRTY-SIXTH DAY.

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Guthrie, Oklahoma Territory,  
Tuesday, February 12, 1901.

# THIRTY-SEVENTH DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, February 13, 1901.

## THIRTY-EIGHTH DAY.

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Guthrie, Oklahoma Territory,  
Thursday, February 14, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Mathews of Greer and Rogers, who were excused on account of unavoidable absence.

George W. Vickers, House Messenger, was excused for the day.

The Journal of the Thirty-Fifth Day was read and approved.

The following petitions were introduced, read and referred to the Committee on the Regulation of the Liquor Traffic.

Petition No. 15, by Mr. Decker.

Petition No. 16, by Mr. Allen.

The following House Bills were introduced and read the first time by title.

House Bill No. 205, by Mr. Jones.

"An Act to Repeal Chap. 28, Oklahoma Statutes, as Enacted December 25, 1890, and Entitled An Act to Regulate the Practice of Dentistry within the Territory of Oklahoma, and to Enact a New Chapter in Its Stead; an Act for the Protection of the People of Oklahoma against Improper or Unqualified Persons Practicing Dentistry in the Territory and for the Regulation of the Practice of Dentistry in the Territory and Appointment and Regulation of a Board of Dental Examiners."

House Bill No. 206, by Mr. Alexander.

"An Act to Define and Punish Vagrancy."

House Bill No. 207, by Mr. Seeley.

"An Act to Repeal All Acts Creating Offices Ex-officio."

House Bill No. 208, by Mr. Millard.

"An Act Amending Sections 4 and 35, Chap. 41, Statutes 1895, Entitled Criminal Procedure."

SECOND READING OF BILLS.

House Bill No. 202 read and referred to the Committee on Railroads.

House Bill No. 203 read and referred to the Committee on Military Affairs.

House Bill No. 204 read and referred to the Committee on Education.

Mr. Alexander moved to suspend the rules and to place House Bills Nos. 205, 206, 207 and 208 upon second reading and refer them to the appropriate Committees.

The motion prevailed.

SECOND READING OF BILLS.

House Bill No. 205 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No. 206 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 207 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 208 read and referred to the Committee on Criminal Jurisprudence.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Decker to the Chair.

The Committee of the Whole arose to receive the following Message from the Council:

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

February 14, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copy of Council Bill No. 74, which has passed the Council, which you will find attached.

Very respectfully yours.

THOS. KEARSE,

Chief Clerk Council.

Mr. Decker, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 14, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 121 and 155, recommend that the enacting clause of House Bill No. 155 be stricken out.

Report progress upon House Bill No. 121, and ask leave to sit again.

J. H. DECKER,  
Chairman.

Mr. Jones moved to adopt the report of the Committee of the Whole.

Mr. Oliphant moved to amend the report by recommending that House Bill No. 155 be recommitted to the Committee on Medical and Sanitary Affairs.

The amendment prevailed.

The report of the Committee of the Whole was then adopted as amended.

The Committee on Railroads, by its Chairman, Mr. Reid, made the following report:

Mr. Speaker:

Your Committee on Railroads have had under consideration House Bill No. 107, and beg leave to make the following report:

We recommend that the Bill do not pass.

THOS. R. REID,  
Chairman.

Mr. Alexander moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos 8, 120, 118, 146, 130, House Concurrent Resolution No. 3, Council Bills Nos. 43 and 40, and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

### THIRD READING OF BILLS.

House Bill No. 8 was read the third time.

The question being upon the final passage of House Bill No. 8, the roll was called.

Ayes 23, nays 1, absent 2.

Those voting in the affirmative were: Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Vankirk, Wilkin and Mr. Speaker.

Those voting in the negative, Mr. Wood. Absent, Allen and Nisbett.

House Bill No. 8 having received the constitutional majority, passed.

House Bill No. 120 was read the third time.

Mr. Hadley moved to recommit House Bill No. 120 to the Committee on County and Township organization.

The motion was lost.

The question being upon the final passage of House Bill No. 120, the Roll was called.

Ayes 22, nays 3, absent 1.

Those voting in the affirmative were: Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Thomas, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Reid, Sniggs and VanKirk. Absent, Mr. Allen.

House Bill No. 120 having received the constitutional majority, passed.

House Bill No. 118 was read the third time.

The question being upon the final passage of House Bill No. 118, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were: Alexander, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Allen and Brewer.

House Bill No. 118 having received the constitutional majority, passed.

House Bill No. 146 was read the third time.

The question being upon the final passage of House Bill No. 146, the Roll was called.

Ayes 24, nays 1, absent 1.

Those voting in the affirmative were: Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Green, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative Mr. Thomas.

Absent Mr. Allen.

House Bill No. 146 having received the constitutional majority, passed.

House Bill No. 130 was read the third time.

The question being upon the final passage of House Bill No. 130, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were: Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker. Absent, Mr. Allen.

House Bill No. 130 having received the constitutional majority, passed.

Council Bill No. 43 was read the third time.

A communication from Chief Justice Burford, Chairman of the Board of Directors of the Territorial Library, to the House, and relating to funds derived from the sale of Statutes, Session Laws, Supreme Court Reports, etc., was read.

Mr. Oliphant moved to recommit Council Bill No. 43 to the Committee on Ways and Means.

Mr. Alexander moved as a substitute that Council Bill No. 43 be referred to a special committee to be appointed by the Speaker.

The substitute motion prevailed and the Speaker appointed Messrs. Alexander, Reid, Embry, Oliphant and Wood.

The following message was received from the Council:

Territory of Oklahoma,  
Council Chamber.  
Guthrie, Okla., February 14, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives the information that the President, in accordance with a request from the Governor, has appointed a Committee of three Councilors, consisting of Councilors Duffy, Todd and Brodboll, to inspect the books and accounts of the Treasurer of the Territory.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Council Bill No. 40 was read third time.

Mr. Oliphant moved to recommit Council Bill No. 40 to the Committee on Judiciary.

The motion was lost.

The question being upon the final passage of Council Bill No. 40, the Roll was called.

Ayes 16, nays 8, absent 2.

Those voting in the affirmative were: Campbell, Comp, Decker, Embry, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Rogers, Scott, Thomas, Wood and Mr. Speaker.

Those voting in the negative were Alexander, Brewer, Nisbett, Reid, Seeley, Sniggs, VanKirk and Wilkin.

Absent, Allen and Ferguson.

Council Bill No. 40 having received the constitutional majority, passed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of special orders, and other Bills upon the Calendar.



The motion prevailed and the Speaker called Mr. Brewer to the Chair.

The Committee of the Whole arose to receive the following Message from the Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 14, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Council Bill No. 16, the Council having concurred in House amendments and the same having been signed by the President, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed Council Bill No. 16.

Mr. Brewer, Chairman of the Committee of the Whole, made the following report:

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 67, 27 and 89, recommend that House Bill No. 67 do not pass, that House Bill No. 27 do pass.

Report progress on House Bill No. 89, and ask leave to sit again.

H. M. BREWER,  
Chairman.

Mr. Brewer moved to adopt the report.

Mr. Oliphant moved to amend the report by a recommendation that House Bill No. 67 be recommitted to the Committee on Ways and Means.

The amendment prevailed.

The report was then adopted as amended.

Mr. Reid was excused for Friday, February 15, 1901.

L. Winn, night watchman, was excused on account of sickness in his family, for a period of not to exceed three days.

Mr. Phelps moved to adjourn, which motion prevailed.

Approved February 15, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## THIRTY-NINTH DAY.

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Guthrie, Oklahoma Territory,  
Friday, February 15, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Mr. Reid, who had been excused.

The Journal of the Thirty-Eighth Day was read and approved.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 15, 1901.

**Mr. Speaker:**

We, your Committee on Ways and Means, have had under consideration House Bill No. 189, Substitute for House Bill No. 77, House Bill No. 134, House Bill No. 136, House Bill No. 198, House Bill 139 and House Bill 193 and beg leave to make the following report:

We refer House Bill 189 back to the House with the recommendation that it do pass.

We refer substitute for House Bill No. 77 back to the House with the recommendation that it do pass.

We refer House Bill 136 back to the House with the recommendation that it do pass.

We refer House Bill 193 back to the House with the recommendation that it do pass.

We refer House Bill 139 back to the House with the recommendation that it do pass.

We refer House Bill 198 back to the House with the recommendation that it do not pass.

We refer House Bill 134 back to the House with the recommendation that it do not pass.

We refer House Bill No. 77 back to the House with the recommendation that it do not pass.

C. G. JONES,  
Chairman.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
February 15, 1901.

Mr. Speaker:

The Committee on Judiciary have had under consideration House Bills Nos. 196, 170, 182, 187 and 200 and beg leave to make the following report:

We recommend that House Bills Nos. 196, 170 and 182 do pass.  
That House Bills Nos. 187 and 200 do not pass.

JOHN EMBRY,  
Chairman.

The Committee on Public Buildings, by its Chairman, Mr. Millard, made the following report:

Guthrie, Oklahoma Territory,  
February 14, 1901.

Mr. Speaker:

The Committee on Public Buildings having had under consideration House Bill No. 172, recommend same do pass.

RET. MILLARD,  
Chairman.

The Committee on Medical and Sanitary Affairs, by its Chairman, Mr. Comp, made the following report:

Guthrie, Oklahoma Territory,  
February 14, 1901.

Mr. Speaker:

The Committee on Medical and Sanitary Affairs have had under consideration House Bill No. 155 and beg leave to make the following report :

We recommend that the Bill do pass as amended: In Section 1, strike out "six months" and insert "one year;" in section 2, strike out all down to "the" in second line, substitute "fifty" for "one hundred;" strike out "the cost of necessary transportation and guard if necessary."

J. W. COMP,  
Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Enrolled and Engrossed Bills have had under consideration House Bills Nos. 167, 157, and 74, and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Committee on Elections and Legislative Apportionments, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 15, 1901.

Mr. Speaker:

We, your Committee on Elections and Legislative Apportionments, have had under consideration House Bills Nos. 194, 162 and 191, and beg leave to make the following report:

We refer House Bill No. 194 back to the House with the recommendation that it do not pass.

We refer House Bill No. 162 back to the House with the recommendation that it do pass.

We have had under consideration House Bill No. 191 and recommend that it be amended in Section 1, line 12, after the word "Elections" as follows: "And provided, further, that no person shall be registered by the Registration Clerk except in the presence of such persons so desiring to be registered." We further recommend the following substitute for Section 6: "That all laws and parts of laws in conflict herewith are hereby repealed." We recommend the following substitute for Section 7:

"This act shall take effect and be in force from and after its passage and approval."

We further recommend that said Bill do pass as amended.

C. G. JONES,

Chairman.

The following petitions were introduced, read and referred to the Committee on the Regulation of the Liquor Traffic.

Petition No. 17, by Mr. Mathews of Greer.

Petition No. 18, by Mr. Wilkin.

The following House Bills were introduced and read the first time:

House Bill No. 209, by Mr. Mathews of Payne.

"An Act to Prohibit the Mortgaging of Exempt Personal Property Without the Joint Consent of Husband and Wife."

House Bill No. 210, by Mr. Jones.

"An Act for the Protection of Life and Property Against Loss or Damage from the Operation of Steam Boilers or Steam Engines or Steam Wherever Used for Power."

House Bill No. 211.

"An Act Authorizing the Boards of County Commissioners to Require Additional Security on Official Bonds."

### THIRD READING OF BILLS.

House Bill No. 167 was read the third time.

The question being upon the final passage of House Bill No. 167, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were: Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker. Absent: Brewer, Phelps and Reid.

House Bill No. 167 having received the constitutional majority, passed.

House Bill No. 157 was read the third time.

The question being upon the final passage of House Bill No. 157, the Roll was called.

Ayes 21, nays 1, absent, 2, present and not voting 2.

Those voting in the affirmative were: Alexander, Allen, Comp. Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne,

Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Campbell.

Absent, Decker and Reid.

Present and not voting, Brewer and Hadley.

House Bill No. 157 having received the constitutional majority, passed.

House Bill No. 74 was read the third time.

The question being upon the final passage of House Bill No. 74, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were: Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker. Absent, Mr. Reid.

House Bill No. 74 having received the constitutional majority, passed.

Mr. Wood moved to suspend the rules and to place House Bills Nos. 209, 210 and 211 upon second reading and refer them to the appropriate Committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 209 read and referred to the Committee on Judiciary.

House Bill No. 210 read and referred to the Committee on Ways and Means.

House Bill No. 211 read and referred to the Committee on Judiciary.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Special and General Orders upon the Calendar.

The motion prevailed and the Speaker called Mr. Mathews of Greer to the Chair.

Mr. Mathews of Greer, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 15, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 89, report progress and ask leave to sit again.

FRANK MATHEWS,  
Chairman.

Mr. Mathews of Greer, moved to adopt the report, which motion prevailed.

Mr. Jones was excused on account of the severe illness of his wife at Hot Springs, Arkansas.

Mr. Alexander moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. Alexander moved to reconsider the vote by which House Bill No. 74 passed the House.

The motion prevailed.

Mr. Millard moved to recommit House Bill No. 74 to the Committee on Insurance, which motion prevailed.

A communication from Mr. Phelps to the Speaker, requesting excuse for his absence on account of the illness of his father and mother, was read. By unanimous consent Mr. Phelps was excused.

A communication from Mr. Comp, inviting the House to visit Edmond, Thursday, February 21, 1901, for the purpose of investigating the condition of the Normal School located there, was read.

Mr. Comp moved that the House accept the invitation. The motion prevailed.

Petition No. 19 was introduced by Mr. Wood, and read.

A communication to the House from twenty-six citizens of Dewey County, requesting the repeal of Article 2, of Chapter 2, of the Session Laws of Oklahoma of 1899, and other modifications of the herd law, was received and read.

The following bills were introduced and read the first time by title:

House Bill No. 212, by Mr. Wilkin.

**"An Act Providing for the Control of Persons Engaged in Buying and Selling Grain, and Providing Penalties Therefor."**

House Bill No. 213, by Mr. Alexander.

**"An Act in Reference to Compensation of Public Officers."**

House Bill No. 214, by Mr. Comp.

**"An Act Regulating the Board of Health and the Practice of Medicine."**

House Bill No. 215, by Mr. Millard.

**"An Act to Establish Union Graded Schools."**

House Bill No. 216, by Mr. Comp.

**"An Act Regulating the Practice of Medicine, and Regulating the Board of Health."**

House Bill No. 217, by Mr. Comp.

**"An Act Regulating the Qualifications and Practice of Physicians and Surgeons."**

Mr. VanKirk moved that the House resolve itself into a Committee of the Whole for the consideration of special and general orders upon the Calendar. The motion prevailed and the Speaker called Mr. Sniggs to the Chair. The Committee of the Whole arose to receive the following Message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 15, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bills Nos. 55 and 98, and House Concurrent Resolution No. 1, also Council Bills Nos. 109 and 128, which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 15, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 64 which has passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.



Mr. Sniggs, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 15, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 121, 142, 43, 129, 144, 89, 70, 153 and 181, recommend:

That House Bill No. 121 be recommitted to the Committee on Criminal Jurisprudence.

That House Bill No. 142 be made a special order for 10 o'clock A. M. Tuesday, February 19, 1901.

That House Bill No. 43 and its substitute be made a special order for 10 o'clock A. M. Wednesday, February 20, 1901.

That House Bill No. 129 do pass.

That House Bill No. 144 be made a special order for 2 o'clock P. M. Monday, February 18, 1901.

That House Bill No. 89 and its substitute be printed and made a special order for 2 o'clock P. M. Tuesday, February 19, 1901.

That House Bill No. 70 be referred back to its author.

That House Bill No. 153 be recommitted to the Committee on Municipal Corporations.

That House Bill No. 181 do pass.

A. T. SNIGGS,  
Chairman.

Mr. Alexander moved to adopt the report.

Mr. Embry moved to amend by recommending that House Bill No. 121 be retained upon the calendar.

Mr. Alexander moved to adjourn, which motion was lost.

Mr. Embry's amendment then prevailed.

Mr. Mathews of Greer moved to adjourn, which motion prevailed.

Approved February 16, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTIETH DAY.

Guthrie, Oklahoma Territory,  
Saturday, February 16, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Comp, Jones, Phelps and Rogers, who were excused.

The Journal of the Thirty-Ninth Day was read and approved.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 16, 1901.

Mr. Speaker:

We, your committee on Education, have had under consideration House Bills Nos. 164, 168 and 179 and beg leave to make the following report:

We refer House Bill No. 164 back to the House with the recommendation that it do pass.

We refer House Bill No. 168 back to the House with the recommendation that it do pass.

We refer House Bill No. 179 back to the House with the recommendation that it do not pass.

D. H. VANKIRK,  
Chairman.

### SECOND READING OF BILLS.

House Bill No. 212 read and referred to the Committee on Ways and Means.

House Bill No. 213 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 214 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No. 215 read and referred to the Committee on Education.

House Bill No. 216 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No. 217 read and referred to the Committee on Medical and Sanitary Affairs.

The following Council Bills were read the first time:

Council Bill No. 74, by Mr. Miller.

"An Act for the Regulation and Incorporation of Fraternal Beneficiary Associations, Societies or Orders, and Repealing all Acts and Parts of Acts in Conflict Therewith."

Council Bill No. 109, by Mr. Miller.

"An Act to Encourage Agriculture, Horticulture and Stock Raising."

Council Bill No. 128, by Mr. Foster.

"An Act in Relation to Landlords and Tenants."

Mr. Oliphant moved to suspend the rules and place Council Bills Nos. 74, 109 and 128 upon second reading and refer them to the appropriate Committees.

The motion prevailed.

## SECOND READING OF BILLS.

Council Bill No. 74 read and referred to the Committee on Insurance.

Council Bill No. 109 read and referred to the Committee on Agriculture.

Council Bill No. 128 read and referred to the Committee on Judiciary.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Wood to the Chair.

The Committee of the Whole arose to receive the following message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 16, 1901.

Mr. Speaker:

I have the honor to transmit through you to the House of Representatives Engrossed Copy of Council Bill No. 6, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Wood, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 16, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 121, recommend the same do pass as amended.

R. E. WOOD,  
Chairman.

Mr. Reid moved to adjourn, which motion prevailed.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. Millard moved to adjourn until 2 P. M. Monday, February 18, 1901, which motion prevailed.

Approved February 18, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTY-FIRST DAY.

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Guthrie, Oklahoma Territory,  
Sunday, February 17, 1901.

## FORTY-SECOND DAY.

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Guthrie, Oklahoma Territory,  
Monday, February 18, 1901.

### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

Joseph Sharpe, janitor, was excused upon presentation of good reasons for excuse.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 18, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 39, which has passed the Council with amendments herewith engrossed, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Petition No. 21 was introduced by Mr. Seeley, read and referred to the Committee on Agriculture.

Petition No. 22 was introduced by Mr. Wilkin, read and referred to the Committee on Ways and Means.

The Committee on Military Affairs, by its Chairman, Mr. Seeley, made the following report:

Guthrie, Oklahoma Territory,  
February 18, 1901.

Mr. Speaker:

The Committee on Military Affairs having had under consideration House Bill No. 203, report substitute for same and recommend that the substitute do pass.

S. E. SEELEY,  
Chairman.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills made the following report:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined Council Bill No. 40, "An Act Relating to Occupying Claimants," and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman of Committee of Council.

W. M. FERGUSON,  
For Chairman of Committee of House.

Mr. Alexander, Chairman of the Special Committee on Council Bill No. 63, made the following report:

Mr. Speaker:

We, your Committee, have had under consideration Council Bill No. 43 and recommend that it do pass as amended. Amendment: Strike out in Section 1, the words "and Statutes and Session Laws Funds."

The following House Bills were introduced and read the first time by title:

House Bill No. 218, by Mr. Campbell.

"An Act to Provide for Designating and Recording the Heirs of Deceased Indians to Whom Land has been Allotted."

House Bill No. 219, by Mr. Campbell.

"An Act Providing for the Vacation of Townsites, Streets, Alleys and Other Public Reservations."

House Bill No. 220, by Mr. Allen.

"An Act Repealing Article 1, of Chapter 13, of the General Statutes of Oklahoma, 1893."

House Bill No. 221, by Mr. Seeley, by request.

**"An Act to Prevent Shooting Firearms in Streets, Alleys and Public Highways."**

House Bill No. 222, by Mr. Allen.

**"An Act Concerning Sheriffs' Salaries."**

House Bill No. 223, by Mr. Alexander.

**"An Act to Provide for the Cancellation of Discontinued Stock Marks and Brands."**

House Bill No. 224, by Mr. Alexander.

**"An Act Prescribing Certain Duties of the County Treasurer and County Clerk."**

House Bill No. 225, by Mr. Sniggs.

**"An Act to Amend Section 1, Chapter 45, Statutes of Oklahoma, 1893, Relating to Jurors."**

House Bill No. 226, by Mr. Sniggs.

**"An Act to Amend Section 25, Article 1, Chapter 47, Statutes of Oklahoma, 1893, Entitled, 'An Act to Prohibit Gambling and for Other Purposes.'"**

House Bill No. 227, by Mr. Embry.

**"An Act Amendatory of Sections 1 and 2, Chapter 51, Session Laws of 1895, Relating to Personal Service."**

House Bill No. 228, by Mr. Embry.

**"An Act Requiring Probate Judges to Give Bonds."**

House Bill No. 229, by Mr. Oliphant.

**"An Act to Amend Section 1, of Chapter 34, Article 9, of the Laws of 1897."**

Mr. Jones moved to suspend the rules and to place House Bills Nos. 218, 219, 220, 221, 222, 223, 224, 225, 226, 227 and 229 upon second reading and refer them to the appropriate committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 218 read and referred to the Committee on Judiciary.

House Bill No. 219 read and referred to the Committee on Municipal Corporations.

House Bill No. 220 read and referred to the Committee on Military Affairs.

House Bill No. 221 read and referred to the Committee on Criminal Jurisprudence.



House Bill No. 222 read and referred to the Committee on Compensation of Public Officers.

House Bill No. 223 read and referred to the Committee on Quarantine.

House Bill No. 224 read and referred to the Committee on Ways and Means.

House Bill No. 225 read and referred to the Committee on Judiciary.

House Bill No. 226 read and referred to the Committee on Regulation of the Liquor Traffic.

House Bill No. 227 read and referred to the Committee on Judiciary.

House Bill No. 229 read and referred to the Committee on Judiciary.

House Bill No. 228 was read the second time.

Mr. Jones moved that an emergency be declared, the rules suspended and House Bill No. 228 be read the third time and placed on its final passage.

The motion prevailed unanimously.

The question being upon the final passage of House Bill No. 228, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 228 having received the constitutional majority, passed.

Mr. Jones moved to reconsider the vote by which House Bill No. 228 was passed and to lay that motion on the table.

The motion prevailed.

Council Bill No. 6 was read the third time.

The Committee on Criminal Jurisprudence, by its Chairman, Mr. Reid, made the following report:

Mr. Speaker:

Your Committee on Criminal Jurisprudence have had under consideration House Bills Nos. 132, 32, 14, 188, 206, 208, 192 and

Council Bills Nos. 65, 31 and 38 and beg leave to make the following report:

That Council Bill No. 65 do pass.  
 That Council Bill No. 31 do not pass.  
 That Council Bill No. 38 do not pass.  
 That House Bill No. 132 do pass.  
 That House Bill No. 32 do pass.  
 That House Bill No. 14 do not pass.  
 That House Bill No. 188 do pass.  
 That House Bill No. 206 do pass.  
 That House Bill No. 208 do not pass.  
 That House Bill No. 192 do pass.

THOS. R. REID,  
 Chairman.

The Council amendments to House Bill No. 39 were read.

Mr. Oliphant moved that the House concur in the Council's amendments to House Bill No. 39.

Mr. Wood moved as a substitute that the House refuse to concur in the Council's amendments.

The substitute was lost.

The question being upon the House's concurrence in the Council's amendments to House Bill No. 39, the Roll was called.

Ayes 15, nays 11.

Those voting in the affirmative were Campbell, Comp, Decker, Ferguson, Hadley, Jones, Nisbett, Oliphant, Rogers, Scott, Seeley, Thomas, VanKirk and Mr. Speaker.

Those voting in the negative were Alexander, Brewer, Embry, Mathews of Greer, Mathews of Payne, Millard Phelps, Reid, Sniggs, Wilkin and Wood.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber.  
 Guthrie, Oklahoma Territory,  
 February 18, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bills Nos. 14 and 141 which have passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
 Chief Clerk of Council.

The Speaker announced that he had signed Council Bill No. 40.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Special and General Orders upon the Calendar.

The motion prevailed and the Speaker called Mr. Millard to the Chair.

Mr. Millard, Chairman of the Committee of the Whole, made the following report:

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 127, 114, 149, 171 and 144, Council Bills Nos. 22 and 23, recommend:

That House Bill No. 127 do pass.

That House Bill No. 114 do pass as amended.

That House Bill No. 129 do pass.

That Council Bill No. 23 do pass.

That Council Bill No. 22 do pass.

That further consideration of House Bill No. 171 be postponed until 10 o'clock A. M. Thursday, February 21, 1901, and the same be made a special order for that time.

That House Bill No. 144 do pass as amended.

RET. MILLARD,  
Chairman.

Mr. Mathews of Payne moved to adopt the report of the Committee of the Whole, which motion prevailed.

Mr. Reid moved to adjourn, which motion prevailed.

Approved February 19, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTY-THIRD DAY.

Guthrie, Oklahoma Territory,  
Tuesday, February 19, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

Percy Welch, page, was excused on account of sickness.

The Journal of the Forty-Second day was read and approved.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 19, 1901.

**Mr. Speaker:**

Your Committee on Education have had under consideration House Bill No. 161 and Council Bill No. 112 and beg leave to make the following report:

We recommend that House Bill No. 161 do pass.

That Council Bill No. 112 do pass as amended.

D. H. VANKIRK,  
Chairman.

The Committee on Public Buildings, by its Chairman, Mr. Millard, made the following report:

Guthrie, Oklahoma Territory,  
February 19, 1901.

**Mr. Speaker:**

Your Committee on Public Buildings have had under consideration House Bill No. 201, and beg leave to make the following report:

We recommend that the same do pass.:

RET. MILLARD,  
Chairman.

The Committee on Military Affairs, by its Chairman, Mr. Seeley, made the following report:

Guthrie, Oklahoma Territory.  
February 19, 1901.

Mr. Speaker:

Your Committee on Military Affairs have had under consideration House Bill No. 220, and beg leave to make the following report:

We recommend that the same do pass.

S. E. SEELEY,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 230, by Mr. Seeley.

"An Act to Amend Article 22, Entitled, 'Error in Civil Cases,' of Chapter 66, of the General Statutes of Oklahoma of 1893, Entitled, 'Procedure Civil,' by Adding a new Section Thereto, to be Numbered 598 A.'"

House Bill No. 231, by Mr. Jones.

"An Act Authorizing Incorporated Companies to Amend Their Articles of Incorporation."

Petition No. 23 was introduced by Mr. Wilkin, read and referred to the Committee on the Regulation of the Liquor Traffic.

The following Council Bills were introduced and read the first time by title:

Substitute for Council Bill No. 14, by the Council Committee on Education.

"An Act to Authorize the Construction of Additional Buildings for the University of Oklahoma."

Council Bill No. 141, by Mr. Clarke.

"An Act to Amend Sections 2, 5, 10, 26, 52 and 54, of Chapter 4, of the Session Laws of 1899."

#### SECOND READING OF BILLS.

Council Bill No. 6 was read and referred to the Committee on Ways and Means.

## THIRD READING OF BILLS.

Council Bill No. 22 was read the third time.

The question being upon the final passage of Council Bill No. 22, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Comp and Phelps.

Council Bill No. 22 having received the constitutional majority, passed.

Council Bill No. 23 was read the third time.

The question being on the final passage of Council Bill No. 23, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Council Bill No. 23 having received the constitutional majority, passed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Phelps to the Chair.

Mr. Phelps, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 19, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 180 and 142, recommend that House Bill No. 180 do pass. Report progress on House Bill No. 142 and ask leave to sit again.

W. L. PHELPS,  
Chairman.

Mr. Jones moved to adopt the report, which motion prevailed.

Mr. Jones moved to adjourn.

The motion prevailed.

**AFTERNOON SESSION.**

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

The Joint Committee on Enrolled and Engrossed Bills, by its Chairman of the House Committee, Mr. Rogers, made the following report:

Report of the Joint Committee on Engrossed and Enrolled Bills:  
Mr. Speaker:

Your Joint Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 98, 64, 55 and House Concurrent Resolution No. 1, and beg leave to submit same correctly enrolled.

**FREEMAN E. MILLER,**  
Chairman Council Committee.

**FRANK R. ROGERS,**  
Chairman House Committee.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 27, 121, 181, 129 and 228 and beg leave to submit same correctly engrossed.

**FRANK R. ROGERS,**  
Chairman.

The Speaker announced that he had signed House Bills Nos. 55, 64 and 98 and House Concurrent Resolution No. 1.

The Committee on Public Lands by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 19, 1901.

Mr. Speaker:

Your Committee on Public Lands have had under consideration House Bill No. 7 and substitute and beg leave to make the following report:

We recommend that the substitute do pass.

D. H. VANKIRK,  
Chairman.

### THIRD READING OF BILLS.

House Bill No. 181 was read the third time.

The question being upon the final passage of House Bill No. 181, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 181 having received the constitutional majority, passed.

House Bill No. 121 was read the third time.

The question being upon the final passage of House Bill No. 121, the Roll was called.

Ayes 25, nays 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Reid.

House Bill No. 121 having received the constitutional majority, passed.

House Bill No. 27 was read the third time.

The question being upon the final passage of House Bill No. 27, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 27 having received the constitutional majority, passed.



House Bill No. 129 was read the third time.

The question being upon the final passage of House Bill No. 129, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 129 having received the constitutional majority, passed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the further consideration of House Bill No. 142 and other Bills upon the Calendar. The motion prevailed and the Speaker called Mr. Phelps to the Chair.

The Committee of the Whole arose to receive the following Message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 19, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bills Nos. 12 and 13 and Engrossed Copies of Council Bills Nos. 50 and 75 which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

The Committee of the Whole arose with Speaker Pro Tem Jones in the Chair.

Mr. Phelps, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 19, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 137, 133 and 142 and Council Bill No. 78, recommend that House Bill No. 142 do not pass.

That Council Bill No. 78 do pass as amended.

That House Bills Nos. 133 and 134 do pass.

W. L. PHELPS,  
Chairman.

Mr. Hadley moved to adopt the report of the Committee of the Whole except as to House Bill No. 142 and to permit House Bill No. 142 to remain upon the Calendar.

Mr. Alexander moved as a substitute that the report of the Committee of the Whole be adopted.

The question being upon the substitute, the Roll was called.

Ayes 18, nays 6, absent 2.

The substitute prevailed.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Jones, Nisbett, Oliphant, Phelps, Reid, Rogers, Seeley, Sniggs, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Ferguson, Hadley, Mathews of Payne, Scott, Thomas and VanKirk.

Absent, Mathews of Greer and Millard.

By unanimous consent, Mr. Alexander introduced the following House Bills which were read the first time by title:

House Bill No. 232.

"An Act to Make Provisions for the Care and Custody of Incorrigible Youths and to Provide for the Punishment of Juvenile Offenders."

House Bill No. 233.

"An Act Providing Time at Which Taxes Shall Become Due and Delinquent and Prescribing the Manner and Means for Collection Thereof."

Mr. Thomas moved to adjourn, which motion prevailed.

Approved February 20, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTY-FOURTH DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, February 20, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Forty-Third day was read and approved.

The Committee on Compensation of Public Officers, by its Chairman, Mr. Campbell, made the following report:

Guthrie, Oklahoma Territory,  
February 19, 1901.

Mr. Speaker:

The Committee on Compensation of Public Officers having had under consideration House Bills Nos. 185, 207, 131 and 62, beg leave to make the following report:

We refer the same back to the House with the recommendation that said Bills Nos. 185, 207, 131 and 62 do not pass.

JOHN H. CAMPBELL,  
Chairman.

The following Bills were read the first time:

Council Bill No. 50.

"An Act to Authorize the Construction of Additional Buildings for the Agricultural and Mechanical College of Oklahoma Territory at Stillwater.

Council Bill No. 75.

"An Act to Authorize the Construction of Additional Buildings for the Colored Agricultural and Normal University at Langston."

Mr. Reid introduced House Bill No. 244.

"An Act Relating to Guaranty Companies and Amendatory of Sections 1 and 3, of Article 2, Chapter 9, Statutes of Oklahoma of 1897," which was read the first time by title.

The Speaker announced Messrs. Reid, Alexander and Wood as Committee on behalf of House to examine the Territorial Treasurer's Records.

## SECOND READING OF BILLS.

Council Bill No. 14 read and referred to the Committee on Education.

House Bill No. 231, read and referred to the Committee on Private Corporations.

House Bill No. 230, read and referred to the Committee on Judiciary.

House Bill No. 232 read and referred to the Committee on Asylums and Public Charities.

House Bill No. 233 read and referred to the Committee on Ways and Means.

Council Bill No. 141 read and referred to the Committee on Banks and Banking.

Mr. Mathews of Payne introduced Petition No. 24, which was read and referred to the Committee on Ways and Means.

Mr. Mathews of Payne introduced Petition No. 25, which was read and referred to the Committee on Elections and Legislative Apportionments.

Mr. Embry moved that the House resolve itself into a Committee of the Whole for the consideration of Bills referred to the Committee of the Whole.

The motion prevailed and the Speaker called Mr. Ferguson to the Chair.

The Committee of the Whole arose to receive the following messages from the Council:

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

February 20, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bills Nos. 12 and 13 which have been signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk of Council.

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma Territory,  
February 20, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copy of Council Substitute for House Bill No. 92, which has passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

The Committee of the Whole arose to receive the following messages from the Governor:

Guthrie, Oklahoma Territory,  
February 20, 1901.

Hon. Walter C. Stevens, Speaker, and Members of the House of Representatives of the Sixth Legislative Assembly:

Gentlemen:

I beg to inform you that I have this day approved House Bill No. 12, being "An Act to Amend Section 9, of Article 9, of Chapter 17, of the Statutes of Oklahoma of 1893, Relating to Corporations." Also House Bill No. 13, being "An Act to Amend an Act Entitled, 'An Act to Authorize Railroad Companies to Sell or Lease Their Railroad Property and Franchises,'" approved February 24, 1899, and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,  
C. M. BARNES,  
Governor.

Guthrie, Oklahoma Territory,  
February 20, 1901.

Hon. Walter C. Stevens, Speaker, and Members of the House of Representatives, of the Sixth Legislative Assembly:

Gentlemen:

I beg to inform you that I have this day approved House Bill No. 55, being "An Act Entitled 'An Act to Legalize the Action of the School Board of School District No. 50 in Grant County, and

Establishing and Maintaining a Public School at a Place Other Than the Regularly Elected Site;" also, House Bill No. 64, being "An Act Authorizing the Town of Wellston, Lincoln County, Oklahoma Territory, to Construct, Own, Control and Operate Waterworks, Fire Apparatus, and for Other Purposes;" also, House Bill No. 98, being "An Act to Amend Section 3, of Article 21, Chapter 17, of the Laws of 1893, Relating to the Duties of Foreign Corporations, and for Other Purposes," and have transmitted the same to the Territorial Secretary.

Very respectfully yours,

C. M. BARNES,  
Governor.

The Committee of the Whole arose.

Mr. Ferguson, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 20, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 116 and Substitute for House Bill No. 43, and Council Bill No. 27, recommend:

That Council Bill No. 27 do pass as amended.

That House Bill No. 116 be referred back to its author.

Report progress upon Substitute for House Bill No. 43 and ask leave to sit again.

W. M. FERGUSON,  
Chairman.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bills Nos. 210, 212, 150 and Substitute for House Bill No. 150 and beg leave to make the following report:

We refer House Bill No. 210 back to the House with the recommendation that it do pass.

We refer House Bill No. 212 back to the House with the recommendation that it do pass.

We refer House Bill No. 150 back to the House with the recommendation that it do not pass.

We refer Substitute for House Bill No. 150 to the House with the recommendation that it do pass.

We refer Council Bill No. 6 to the House with the recommendation that it be substituted for House Bill No. 171 on the Calendar.

C. G. JONES,  
Chairman.

By unanimous consent, Mr. Campbell introduced House Bill No. 235.

"An Act to Create the County of McKinley out of Woods County, and Providing for the Organization Thereof, Filling Vacancies in the Offices Created and Providing for the Distribution of Property and Indebtedness of Woods County and Relating to the Taxes and Records Thereof and Repealing all Acts and Parts of Acts in Conflict Therewith," which was read the first time by title.

The Committee on the Regulation of the Liquor Traffic, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
February 20, 1901.

Mr. Speaker:

The Committee on the Regulation of the Liquor Traffic having had under consideration House Bill No. 226 recommend same do pass.

W. M. FERGUSON,  
Chairman.

Mr. Phelps moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. Mathews of Greer, on behalf of the Commercial Club of Mangum, invited the House to visit that city, Sunday and Monday, February 24 and 25, 1901.

Mr. Oliphant moved to accept the invitation.

Mr. Alexander moved to amend by providing for the appointment of three members as a Committee to complete arrangements for the trip.

The amendment was accepted by Mr. Oliphant and the original motion as amended prevailed.

The Speaker appointed Messrs. Oliphant, Alexander and Mathews of Greer as the Special Committee.

The Committee on Roads and Highways, by its Chairman, Mr. Wilkin, made the following report:

Guthrie, Oklahoma Territory,

February 20, 1901.

Mr. Speaker:

The Committee on Roads and Highways having had under consideration Council Bill No. 91, recommend the same do pass as amended.

JAMES WILKIN,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 236, by Mr. Seeley.

"An Act Amendatory of Secs. 24, 27 and 41, Chap. 13, Session Laws 1899."

House Bill No. 237, by Mr. Sniggs.

"An Act Authorizing the Board of Trustees of the Town of Alva, Woods County, Oklahoma Territory, to Levy a Tax for Park and Public Square Improvement."

Mr. Seeley moved to suspend the rules and to place House Bills Nos. 234, 235, 236, 237 and Council Bills Nos. 50 and 75 upon second reading and refer them to the appropriate Committees. The motion prevailed.

#### SECOND READING OF BILLS.

House Bill No. 234 read and referred to the Committee on Ways and Means.

House Bill No. 235 read and referred to the Committee on County and Township Organization.

House Bill No. 236 read and referred to the Committee on Elections and Legislative Apportionments.

House Bill No. 237 read and referred to the Committee on Municipal Corporations.



Council Bill No. 50 read and referred to the Committee on Education.

Council Bill No. 75 read and referred to the Committee on Education.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the further consideration of House Bill No. 43 and other Bills upon the Calendar. The motion prevailed and the Speaker called Mr. Ferguson to the Chair.

Mr. Ferguson, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

February 20, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 36 and substitute for House Bill No. 43, recommend that substitute for House Bill No. 43 do pass as amended, report progress on House Bill No. 36 and ask leave to sit again.

W. M. FERGUSON,

Chairman.

Mr. Ferguson moved to adopt the report.

Mr. Oliphant moved to amend the report by recommending that substitute for House Bill No. 43 be referred back to the Committee of the Whole.

The question being upon Mr. Oliphant's amendment, the Roll was called. The amendment prevailed.

Ayes 14, nays 10, absent 2.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Jones, Mathews of Greer, Millard, Oliphant, Scott, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Ferguson, Hadley, Mathews of Payne, Nisbett, Reid, Rogers, Seeley and Thomas.

Absent, Phelps and Sniggs.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved February 21, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTY-FIFTH DAY.

Guthrie, Oklahoma Territory,  
Thursday, February 21, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Rev. Decker.

Roll call showed all members present.

The Journal of the Forty-Fourth day was read and approved.

The Committee on Roads and Highways, by its Chairman, Mr. Wilkin, made the following report:

Guthrie, Oklahoma Territory,  
February 20, 1901.

Mr. Speaker:

The Committee on Roads and Highways having had under consideration House Bills Nos. 112, 96, 103 and 135, beg leave to make the following report:

We recommend that House Bill No. 103 do not pass.

That House Bill No. 135 do pass.

That House Bill No. 96 do pass.

That House Bill No. 112 do pass.

JAMES WILKIN,  
Chairman.

The Committee on Medical and Sanitary Affairs, by its Chairman, Mr. Comp, made the following report:

Guthrie, Oklahoma Territory,  
February 21, 1901.

Mr. Speaker:

The Committee on Medical and Sanitary Affairs having had under consideration House Bill No. 205, recommend that it do pass.

J. W. COMP,  
Chairman.

Report of Committee on Engrossed and Enrolled Bills, by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
February 21, 1901.

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 39, 114, 127, 133, 144, 149, 180, 137, and Council Bill No. 78, and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 238, by Mr. Embry.

"An Act to Amend Article 2, Chapter 9, Session Laws of Oklahoma, 1897, Entitled 'An Act Relative to Recognizance Bonds and Undertakings, and to Allow Certain Corporations to be Accepted as Sureties Thereon.'"

House Bill No. 239, by Mr. Reid.

"An Act Prescribing the Methods of Holding Primary Elections in Cities and Towns Having Over 1,000 Population."

Mr. Reid moved to suspend the rules and to place House Bills Nos. 238 and 239 upon second reading and refer them to the appropriate Committees.

The motion prevailed.

House Bill No. 238 read and referred to the Committee on Ways and Means.

House Bill No. 239 read and referred to the Committee on Elections and Legislative Appropriations.

### THIRD READING OF BILLS.

House Bill No. 114 was read the third time.

The question being upon the final passage of House Bill No. 114, the Roll was called.

Ayes 25, nays 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones,

Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative, Mr. Hadley.

House Bill No. 114 having received the constitutional majority, passed.

House Bill No. 127 was read the third time.

The question being upon the final passage of House Bill No. 127, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 127 having received the constitutional majority, passed.

House Bill No. 149 was read the third time.

The question being upon the final passage of House Bill No. 149, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Mathews of Greer.

House Bill No. 149 having received the constitutional majority, passed.

House Bill No. 137 was read the third time.

The question being upon the final passage of House Bill No. 137, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Hadley.

House Bill No. 137 having received the constitutional majority, passed.

House Bill No. 133 was read the third time.

The question being upon the final passage of House Bill No. 133, the Roll was called.

Ayes 19, nays 3, absent 3, excused from voting 1.

Those voting in the affirmative were Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Rogers, Scott, Seeley, Thomas, VanKirk and Wilkin.

Those voting in the negative were Alexander, Sniggs and Wood.

Absent, Hadley, Phelps and Reid.

Excused from voting, Mr. Speaker.

House Bill No. 133 having received the constitutional majority, passed.

House Bill No. 180 was read the third time.

The question being upon the final passage of House Bill No. 180, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Hadley.

House Bill No. 180 having received the constitutional majority, passed.

Substitute for House Bill No. 144 was read the third time.

The question being upon the final passage of Substitute for House Bill No. 144, the Roll was called.

Ayes 21, nays 0, absent 5.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Payne, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Brewer, Hadley, Mathews of Greer, Millard and Reid.

Substitute for House Bill No. 144 having received the constitutional majority, passed.

Council Bill 78 was read the third time.

The question being upon the final passage of Council Bill No. 78, the Roll was called.

Ayes 25, nays 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Reid.

Council Bill No. 78 having received the constitutional majority, passed.

The House having decided to accept an invitation to visit Edmond, Thursday afternoon, February 21, 1901, Mr. Jones moved that when the House adjourn, that it adjourn until Friday morning, February 22, 1901, at 9 o'clock A. M.

The motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 171, a special order upon the Calendar.

Mr. Alexander moved to amend by including House Bill No. 43 and other Bills upon the Calendar. Mr. Jones accepted the amendment.

The original motion as amended then prevailed and the Speaker called Mr. Embry to the Chair.

Mr. Embry, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 21, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 43 and Council Bill No. 6, recommend that Council Bill No. 6 do pass as amended.

That House Bill No. 43 do pass as amended.

JOHN EMBRY,  
Chairman.

Mr. Embry moved the adoption of the report.

Mr. Oliphant moved to amend the report by a recommendation that House Bill No. 43 pass without amendments.

The amendment was lost.

The original motion then prevailed.

Mr. Phelps moved to adjourn, which motion prevailed.

Approved February 21, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTY-SIXTH DAY.

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Guthrie, Oklahoma Territory,  
Thursday, February 22, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Mr. Brewer, who was excused.

The Journal of the Forty-Fifth Day was read and approved.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
February 21, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bills Nos. 15 and 140 and Council Bills Nos. 3 and 82 and beg leave to make the following report:

We recommend that House Bill No. 15 do not pass.

That House Bill No. 140 do pass.

We recommend that Substitute for Council Bill No. 3 do pass.

That Council Bill No. 82 do not pass for the reason a better bill relating to the same matter has passed the House and is now pending in the Council, the same being a bill relating to the fees of jurors and witnesses.

JOHN EMBRY,  
Chairman.

The Committee on Appropriations, by its Chairman, Mr. Decker, made the following report:

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Guthrie, Oklahoma Territory,  
February 21, 1901.

Mr. Speaker:

The Committee on Appropriations having had under consideration House Bills Nos. 232, 154, 173 and Substitute for House Bill No. 24 and House Bill No. 165, recommend:

That House Bill No. 232 do not pass.

That House Bill No. 154 do not pass.

That House Bill No. 173 and substitute for House Bill No. 25 do pass.

That House Bill No. 165 do not pass.

J. H. DECKER,  
Chairman.

The following House Bills were introduced and read the first time by title:

House Bill No. 240, by Mr. Embry, by request.

"An Act to Amend Section 6, Chapter 42, of Statutes of Oklahoma, 1893."

House Bill No. 241, by Mr. Thomas.

"An Act Authorizing the Territorial Auditor to Draw His Warrants in Payment in the Sum of \$113.25 to School District No. 51, Pawnee County, Reimbursing Said School District for Loss of School House and Property Destroyed by Fire During the Year 1899."

House Bill No. 242, by Mr. VanKirk.

"An Act Providing for the Condemnation of Sites for County Buildings."

House Bill No. 243, by Mr. Wood.

"An Act to Regulate Dealers in Second Hand Goods."

House Bill No. 244, by Mr. Ferguson, by request.

"An Act Authorizing the Insurance of Growing Crops, Stock, Buildings and Grains, by Mutual Insurance Companies."

A communication from the Association of Indianians in Oklahoma, inviting the House to be present at their third annual reunion in Guthrie, Friday afternoon, February 22, 1901, was read.

Mr. Jones moved that the communication be received and placed on file, which motion prevailed.

A communication from Hon. E. D. Johnson, Register of Deeds of Kay County, relating to House Bill No. 186, was received and read.

A communication from Hon. S. N. Hopkins, Territorial Auditor, calling the House's attention to Chapter 46, Section 12, was received and read.

Mr. Wood introduced House Joint Memorial No. 1, which was read.

Mr. Oliphant moved to recommit House Bill No. 43 to the Committee of the Whole for further consideration and that House Bill No. 43 be entitled to retain its place upon the Calendar.

The motion prevailed.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Decker to the Chair.

Mr. Decker, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 82, 148, 160 and 161, recommend that House Bill No. 82 do pass as amended.

That House Bill No. 160 do pass.

That House Bill No. 161 do pass.

Report progress upon House Bill No. 148 and ask leave to sit again.

J. H. DECKER  
Chairman.

Mr. Jones moved to adopt the report of the Committee of the Whole, which motion prevailed.

Mr. Mathews of Payne, was excused for the remainder of the day.

Mr. Rogers was called away from Guthrie on urgent business matters, and for that reason was excused.

Mr. Alexander moved to adjourn, which motion prevailed.

## AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. VanKirk moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Decker to the Chair.

Mr. Decker, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

February 22, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 162, 89, 203, 152, 7, 178, 148, 36, 160, 161 and 82, and Council Bills Nos. 102 and 32, recommend that House Bill No. 82 do pass as amended.

That House Bill No. 36 be made a special order for February 26, 1901, at 1 P. M.

That House Bill No. 161 do pass.

That House Bill No. 160 do pass.

That Council Bill No. 32 do pass.

That Council Bill No. 102 do pass.

That House Bill No. 178 do pass.

That House Bill No. 7 be made a special order for February 27, 1901, at 10 o'clock A. M.

That House Bill No. 152 do pass.

That House Bill No. 203 do pass as amended.

That House Bill No. 89 be made a special order for February 26, 1901, at 10 o'clock A. M.

That House Bill No. 162 be referred to the Committee on Judiciary.

Report progress upon House Bill No. 148 and ask leave to sit again.

J. H. DECKER,  
Chairman.

Mr. Alexander moved to adopt the report of the Committee of the Whole, which motion prevailed.

Mr. Embry introduced House Bill No. 245.

"An Act Relating to Estrays and Repealing Article 3, Chapter 2, of the Session Laws of Oklahoma of 1899," which was read the first time by title.

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 160, 82 and 161 and House amendments to Council Bill No. 6, and beg leave to submit same correctly engrossed.

W. M. FERGUSON, for  
F. R. ROGERS,  
Chairman.

The Committee on Military Affairs, by its Chairman, Mr. Seeley, made the following report:

Guthrie, Oklahoma Territory,  
February 22, 1901.

Mr. Speaker:

The Committee on Military Affairs having had under consideration House Bills Nos. 147, 163 and 68, recommend that Substitute hereto attached do pass and that House Bills Nos. 163, 147 and 68 do not pass.

S. E. SEELEY,  
Chairman.

The Committee on Private Corporations, by its Chairman, Mr. Seeley, made the following report:

Guthrie, Oklahoma Territory,  
February 22, 1901.

Mr. Speaker:

The Committee on Private Corporations having had under consideration House Bill No. 53, recommend that House Bill No. 53 do not pass, but that Substitute herewith attached do pass.

S. E. SEELEY,  
Chairman.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
February 22, 1901.

Mr. Speaker:

The Committee on Judiciary having had under consideration House Bill No. 176, recommend that it do pass.

JOHN EMBRY,  
Chairman.

Mr. Comp was excused for Saturday, February 23, 1901.

Mr. Jones moved to adjourn, which motion prevailed.

Approved February 23, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTY-SEVENTH DAY.

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Guthrie, Oklahoma Territory,

Saturday, February 23, 1901.

At 9 o'clock A. M. the House, was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Rev. Billings.

Roll call showed all members present except Comp, Jones, Phelps and Rogers, who were excused.

The Journal of the Forty-Sixth Day was read and approved.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,

February 23, 1901.

**Mr. Speaker:**

The Committee on Judiciary having had under consideration House Bills Nos. 218, 229, 211, 227, 225 and 209, recommend:

That House Bill No. 218 do pass.

That House Bill No. 229 do pass.

That House Bill No. 211 do pass.

That House Bill No. 227 do pass.

That House Bill No. 225 do not pass.

That Substitute for House Bill No. 195 do pass.

That House Bill No. 209 do not pass.

JOHN EMBRY,

Chairman.

Mr. Reid moved to suspend the rules and that the Committee on Appropriations be authorized to have the Appropriation Bill printed as soon as it is prepared, which motion prevailed.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 22, 1901.

Mr. Speaker:

The Committee on Education, having had under consideration House Bills Nos. 184, 215, 23, 40, 65, 94, 138 and 199, recommend that House Bills Nos. 184 and 215 do not pass.

That House Bills Nos. 23, 40, 65, 94, 138 and 199 do pass.

D. H. VANKIRK,  
Chairman.

The Committee on Insurance, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
February 23, 1901.

Mr. Speaker:

The Committee on Insurance having had under consideration Substitute for House Bill No. 74, recommend the same do pass.

W. M. FERGUSON,  
Chairman.

House Joint Memorial No. 1, having been read and considered, Mr. Oliphant moved its adoption, which motion unanimously prevailed.

The following House Bills were introduced and read the first time by title:

House Bill No. 246, by Mr. Decker.

"An Act Providing Procedure for Quieting or Confirmation of Title of Tax Deeds and Resale Deeds."

House Bill No. 247, by Mr. Seeley.

"An Act to Repeal Chapter 12, of the Statutes of 1893."

House Bill No. 248, by Mr. Allen.

"An Act to Provide for the Parole of Prisoners, to Place the Power Therefor in the Governor of the Territory, and Defining the Duties of the Governor and of Officers in Connection Therewith."

House Bill No. 249, by Mr. Oliphant.

"An Act to Locate the Penitentiary and to Provide for the Construction of Buildings and for Other Purposes.

House Bill No. 250, by Mr. Wood.

"An Act to Amend Section 5, Article 1, Chapter 51, Statutes of 1893, Relating to Parent and Child."

Mr. Ferguson moved that Petition Nos. 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 23 be withdrawn from the House and that the Chief Clerk be instructed to transmit them to the Council.

The motion prevailed.

### THIRD READING OF BILLS.

House Bill No. 161 was read the third time.

The question being upon the final passage of House Bill No. 161, the Roll was called.

Ayes 21, nays 0, absent 5.

Those voting in the affirmative were Allen, Alexander, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Comp, Jones, Phelps, Rogers and Scott.

House Bill No. 161 having received the constitutional majority, passed.

House Bill No. 82 was read the third time.

The question being upon the final passage of House Bill No. 82, the Roll was called.

Ayes 21, nays 0, absent 5.

Those voting in the affirmative were Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Alexander, Comp, Jones, Phelps and Rogers.

House Bill No. 82 having received the constitutional majority, passed.

House Bill No. 160 was read the third time.

The question being upon the final passage of House Bill No. 160, the Roll was called.

Ayes 21, nays 0, absent 5.

Those voting in the affirmative were Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Alexander, Comp, Jones, Phelps and Rogers.

House Bill No. 160 having received the constitutional majority, passed.



Council Bill No. 32 was read the third time.

The question being upon the final passage of Council Bill No. 32, the Roll was called.

Ayes 20, nays 0, absent 6.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Scott, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Comp, Jones, Phelps, Rogers, Seeley and Thomas.

Council Bill No. 32 having received the constitutional majority, passed.

Council Bill No. 102 was read the third time.

The question being upon the final passage of Council Bill No. 102, the Roll was called.

Ayes 20, nays 0, absent 6.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Scott, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Comp, Jones, Phelps, Rogers, Seeley and Thomas.

Council Bill No. 102 having received the constitutional majority, passed.

The Council's amendments to House Bill No. 92 were read.

Mr. Reid moved that the House refuse to concur in the Council's amendments to House Bill No. 92. The Roll was called.

Ayes 19, nays 1, absent 6.

The motion prevailed.

Those voting in the affirmative were Alexander, Brewer, Campbell, Decker, Embry, Ferguson, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Scott, Seeley, Sniggs, Thomas, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. VanKirk.

Absent, Allen, Comp, Hadley, Jones, Phelps and Rogers.

Council Bill No. 6, with House amendments, was read the third time.

The question being upon the final passage of Council Bill No. 6, with House amendments, the Roll was called.

Ayes 21, nays 0, absent 5.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Comp, Jones, Phelps, Reid and Rogers.

Council Bill No. 6, with House amendments, having received the constitutional majority, passed.

Mr. Seeley moved to reconsider the vote by which Council Bill No. 6, with House amendments, passed the House and that that motion lay upon the table.

The motion prevailed.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

February 23, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of Council Bill No. 23, which has passed both Houses and awaits the signature of the Speaker, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

February 23, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bills Nos. 129 and 49 and House Bills Nos. 83 and 87 which have passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

The Speaker announced that he had signed Council Bill No. 23.

Mr. Mathews moved that House Bill No. 40 be made a special order for 10 o'clock A. M. Thursday, February 28, 1901.

The motion prevailed.

Mr. Oliphant moved to adjourn until 9 o'clock A. M. Tuesday, February 26, 1901, which motion prevailed.

Approved February 26, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FORTY-EIGHTH DAY.

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Guthrie, Oklahoma Territory,  
Sunday, February 24, 1901.

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## FORTY-NINTH DAY.

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Guthrie, Oklahoma Territory,  
Monday, February 25, 1901.

## FIFTIETH DAY.

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Guthrie, Oklahoma Territory,  
Tuesday, February 26, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Forty-Seventh Day was read and approved.

The following House Bills were introduced and read the first time by title.

House Bill No. 251, by Mr. Wood.

"An Act Providing for the Teaching and Protection and Humane Treatment of Birds and Dumb Animals, in Public Schools of the Territory of Oklahoma."

House Bill No. 252, by Mr. Wood.

"An Act to Authorize County Treasurers to Sue for and Collect All Delinquent Taxes Due the Territory or any of Its Municipalities and to Enable Persons Holding Tax Certificates or Tax Deeds to Perfect Titles."

House Bill No. 253, by Mr. Brewer.

"An Act to Provide for the Establishment of a District High School in Deer Creek, Grant County, Oklahoma Territory."

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

The Committee on Education, having had under consideration Council Bill No. 50, recommend that the Bill do pass as amended.

D. H. VANKIRK,  
Chairman.

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

The Committee on Education, having had under consideration Council Bill No. 14, recommend that the same do pass.

D. H. VANKIRK,  
Chairman.

The following Council Bills were read the first time by title:  
Council Bill No. 49, by Mr. Woolsey.

"An Act to Authorize the Establishment and Maintenance of County High Schools."

Council Bill No. 129, by Mr. Messall.

"An Act Providing for the Location, Erection, Management and Control of a Territorial Asylum for the Insane, a Territorial Asylum for the Deaf, Dumb and Blind, a Territorial Reform School for Boys and Girls."

A communication from the Rev. H. E. Swan touching upon proposed anti-saloon legislation was read and referred to the Committee on the Regulation of the Liquor Traffic.

#### SECOND READING OF BILLS.

House Bill No. 240 read and referred to the Committee on Medical and Sanitary Affairs.

House Bill No. 241 read and referred to the Committee on Ways and Means.

House Bill No. 242 read and referred to the Committee on Ways and Means.

House Bill No. 243 read and referred to the Committee on Judiciary.

House Bill No. 244 read and referred to the Committee on Insurance.

House Bill No. 245 read and referred to the Committee on Quarantine.

House Bill No. 246 read and referred to the Committee on Judiciary.

House Bill No. 247 read and referred to the Committee on Ways and Means.

House Bill No. 248 read and referred to the Committee on Judiciary.

House Bill No. 249 read and referred to the Committee on Public Buildings.

House Bill No. 250 read and referred to the Committee on Judiciary.

Mr. Millard moved to suspend the rules and to place Council Bills No. 49 and 129 upon second reading and refer them to the appropriate committees.

Mr. Jones moved to lay that motion upon the table, which motion was lost.

The question then occurred upon Mr. Millard's motion, which was lost.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Millard to the Chair.

The Committee of the Whole arose to receive the following messages from the Council:

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma,  
February 26, 1901

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 39, which has been signed by the President, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma,  
February 26, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives the information that the Council insists on its amendments to House Bill No. 92, and the President has appointed Councilors Harrison, Winkler and Woolsey to confer with a like Committee on the part of the House, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.



Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma,

February 26, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of Council Bill No. 22 for the Speaker's signature. Also Council Bill No. 78, the amendments to which have been concurred in. Also Council Joint Memorial No. 1, which has passed the Council, which you will find attached.

Very respectfully,

THOS. KEARSE,

Chief Clerk Council.

Mr. Millard, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

February 26, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration House Bills Nos. 43, 81 and 201, recommend that House Bill No. 43 do pass as amended.

That the enacting clause of House Bill No. 81 be stricken out.

That House Bill No. 201 be recommitted to the Committee on Public Buildings.

RET. MILLARD,

Chairman.

Mr. Embry moved to adopt the report of the Committee of the Whole.

Mr. Allen moved to amend by recommending that House Bill No. 81 be favorably reported.

The amendment was lost.

The original motion then prevailed.

The Committee on Enrolled and Engrossed Bills, by its Acting Chairman, Mr. Ferguson, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 148, 152, 178 and 203 and beg leave to submit same correctly engrossed.

W. M. FERGUSON,

Acting Chairman.

The Committee on Municipal Corporations, by its Chairman, Mr. Alexander, made the following report:

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

The Committee on Municipal Corporations having had under consideration House Bills Nos. 159 and 219, Council Bill No. 56, recommend that the same do pass, and having had under consideration House Bill No. 237, recommend that the same do pass as amended. Amendment: Strike out "shall" and insert "may" in line one, section two.

CHAS. R. ALEXANDER,  
Chairman.

Mr. Jones moved to adjourn, which motion prevailed.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

THIRD READING OF BILLS.

House Bill No. 178 was read the third time.

The question being upon the final passage of House Bill No. 178, the Roll was called.

Ayes 22, nays 1, absent 2.

Those voting in the affirmative were Allen, Brewer, Campbell, Comp, Decker, Embry, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Alexander and Ferguson.

Absent, Phelps and Reid.

House Bill No. 178 having received the constitutional majority, passed.

House Bill No. 203 was read the third time.

The question being upon the final passage of House Bill No. 203, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews

of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Reid.

House Bill No. 203 having received the constitutional majority, passed.

House Bill No. 148 was read the third time.

The question being upon the final passage of House Bill No. 148, the Roll was called.

Ayes 15, nays 10, absent 1.

Those voting in the affirmative were Allen, Comp, Decker, Embry, Ferguson, Hadley, Jones, Millard, Nisbett, Oliphant, Phelps, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Alexander, Brewer, Campbell, Mathews of Greer, Mathews of Payne, Reid, Rogers, Scott, Sniggs and Thomas.

Absent, Mr. Seeley.

House Bill No. 148 having received the constitutional majority, passed.

House Bill No. 152 was read the third time.

The question being upon the final passage of House Bill No. 152, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 152 having received the constitutional majority, passed.

The following House Bills were introduced and read the first time by title:

House Bill 254, by Mr. Ferguson.

"An Act Relating to Taxation in Unorganized Country."

House Bill No. 255, by Mr. VanKirk.

"An Act Legalizing the Proceedings Done by the Board of County Commissioners of Kingfisher County and an Election Held in Accordance Therewith, Authorizing the Issuance of \$30,000.00 Court House Bonds."

Mr. Ferguson moved to suspend the rules and place House Bills Nos. 254 and 255 upon second reading and refer them to the appropriate Committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 254 read and referred to the Committee on Criminal Jurisprudence.

House Bill No. 255 read and referred to the Committee on Ways and Means.

Council Joint Memorial No. 1 was read and considered.

Mr. Wood moved to adopt Council Joint Memorial No. 1. The Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Council Joint Memorial No. 1 having received the constitutional majority, was adopted.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

The Committee on Education having had under consideration Council Bill No. 14, recommend that the Bill do pass.

D. H. VANKIRK, Chairman.

On motion of Mr. Phelps, Council Bill No. 14 was substituted for House Bill No. 23.

On motion of Mr. Mathews of Payne, Council Bill No. 50 was substituted for House Bill No. 65.

Mr. Phelps moved to suspend the rules and that the House resolve itself into a Committee of the Whole for the consideration of Council Bill No. 14.

The motion prevailed.

On motion of Mr. Jones the Speaker was restrained in the Chair.

Mr. Speaker, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration Council Bill No. 14, recommend the same do pass.

W. C. STEVENS,  
Chairman.

Mr. Jones moved to adopt the report, which motion prevailed.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Special Orders and other Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Hadley to the Chair.

Mr. Hadley, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 89, recommend the same do pass as amended.

J. W. HADLEY,  
Chairman.

On motion of Mr. Oliphant, the report was adopted.

Mr. Mathews of Payne moved that the House resolve itself into a Committee of the Whole for the consideration of Council Bill No. 50, Substitute for House Bill No. 65.

The motion prevailed and the Speaker called Mr. Ferguson to the Chair.

Mr. Ferguson, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration Council Bill No. 50, recommend the same do pass.

W. M. FERGUSON,  
Chairman.

On motion of Mr. Jones the report was adopted.

Mr. Phelps moved to suspend the rules and place Council Bills Nos. 14 and 50 upon third reading and final passage.

The motion prevailed.

### THIRD READING OF BILLS.

Council Bill No. 14 was read the third time.

The question being upon the final passage of Council Bill No. 14, the roll was called.

Ayes 21, nays 2, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Thomas, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Hadley and VanKirk.

Absent, Millard, Seeley and Sniggs.

Mr. VanKirk explained his vote as follows: "I am in favor of education. I want to see a great University in Oklahoma, but I do not want it located and fostered in a community where any person is deprived of any right guaranteed by the constitution to every American citizen. For this reason only, I vote 'No.'"

D. H. VANKIRK.

Council Bill No. 14 having received the constitutional majority, passed.

Mr. Jones moved to reconsider the vote by which Council Bill No. 14 passed and to lay that motion on the table.

The motion prevailed.

Council Bill No. 50 was read the third time.

The question being upon the final passage of Council Bill No. 50, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Seeley and Sniggs.

Council Bill No. 50 having received the constitutional majority, passed.

Mr. Jones moved to reconsider the vote by which Council Bill No. 50 passed, and to lay that motion on the table.

The motion prevailed.

Mr. Jones moved to adjourn, which motion prevailed.

Approved February 27, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FIFTY-FIRST DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, February 27, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Fiftieth Day was read and approved.

The Committee on Criminal Jurisprudence, by its Chairman, Mr. Reid, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee on Criminal Jurisprudence having had under consideration House Bills Nos. 37 and 254, recommend that the same do pass.

THOS. R. REID,  
Chairman.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bills Nos. 233, 234, 238, 241 and 255 and beg leave to make the following report:

We refer House Bills Nos. 233, 234, 238, 241 and 255 back to the House with the recommendation that they do pass.

C. G. JONES,  
Chairman.



The Committee on Public Buildings, by its Chairman, Mr. Millard, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee on Public Buildings, having had under consideration House Bill No. 201, recommend same do pass as amended.

RET. MILLARD,  
Chairman.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bills Nos. 83 and 87 and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Committee of Council.  
F. R. ROGERS,  
Chairman Committee of House.

The Committee on Quarantine, by its Chairman, Mr. Rogers, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee on Quarantine having had under consideration House Bill No. 223, recommend that the same do pass.

F. R. ROGERS,  
Chairman.

The Committee on Elections and Legislative Apportionments, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

We, your Committee on Elections and Legislative Apportionments, have had under consideration House Bill No. 236 and refer

the same back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee on Judiciary have had under consideration House Bills Nos. 250, 242, 246, 197 and Council Bill No. 128 and beg leave to make the following report:

We recommend that House Bill No. 242 do pass.

That House Bill No. 246 do pass.

That Council Bill No. 128 do pass.

That House Bill No. 197 do pass as amended.

JOHN EMBRY,  
Chairman.

Mr. Wood introduced House Bill No. 256.

"An Act Amending An Act for the Protection of Several Counties of the Territory of Oklahoma and Regulating the Business of Abstracting in Relation Thereto," which was read the first time by title.

Mr. Mathews of Payne was excused on account of illness.

House Concurrent Resolution No. 8 was introduced by Mr. Scott and read.

Mr. Thomas moved to suspend the rules and that House Concurrent Resolution No. 8 be considered.

The motion was lost.

The following communication was read:

Norman, Oklahoma Territory,  
February 26, 1901.

H. F. Ardery, Clerk of the House:

The citizens of Norman through their Commercial Club, desire to express their most sincere thanks to the Honorable Members of the House and Council of the Oklahoma Legislature for the liberal

appropriation made for the enlargement of the institution that is the pride of our Territory.

E. L. CROLLE,  
B. F. WILLIAMS, Sr.  
C. H. BESSANT,

Committee.

Mr. Wood moved that the communication be received, filed and made a part of the record, which motion prevailed.

### SECOND READING OF BILLS.

House Bill No. 251 read and referred to the Committee on Education.

House Bill No. 252 read and referred to the Committee on Ways and Means.

House Bill No. 253 read and referred to the Committee on Judiciary.

Council Bill No. 49 read and referred to the Committee on Education.

Council Bill No. 129 read and referred to the Committee on Public Buildings.

Mr. Embry moved that the Chair appoint a Committee of three members to confer with a like committee from the Council in reference to House Bill No. 92.

The motion prevailed and the Speaker appointed Messrs. Embry, Oliphant and Nisbett as the Special Committee.

The Speaker announced that he had signed House Bills Nos. 83 and 87.

Mr. Wilkin moved that House Bill No. 201 be permitted to retain its place upon the Calendar.

The motion prevailed.

Mr. Campbell moved that House Bill No. 28 be referred back to its author, which motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Embry to the Chair.

The Committee of the Whole arose to receive the following messages from the Council:

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma,  
February 27, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bills Nos. 117 and 149, which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma,  
February 27, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bill No. 5 and Substitute of Council Bill No. 120, which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Mr. Embry, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 201, 74, 77, 111, 196 and Council Bill No. 149, recommend that House Bill No. 201 do pass as amended.

That Substitute for House Bill No. 74 do pass as amended.

We have under consideration Substitute for House Bill No. 77, and ask leave to sit again.

We recommend that House Bill No. 111 do pass as amended.

That Council Bill 149 be substituted for House Bill No. 196 and that Council Bill No. 149 do pass.

JOHN EMBRY,  
Chairman.

House Bill No. 257, by Mr. Decker.

"An Act Making Appropriations for Current Expenses of the Territory of Oklahoma for the Years 1901 and 1902, for Deficiency Appropriations for the Years 1901 and 1902 and for Other Miscellaneous Purposes," was introduced and read the first time by title.

Mr. Reid moved to suspend the rules and to place House Bill No. 257 upon second reading and that it be ordered printed.

The motion prevailed.

House Bill No. 257 was read the second time and thereupon ordered printed.

Mr. Decker introduced House Bill No. 258.

"An Act Providing for a Change of Venue or Change of Judge in Civil Cases," which was read the first time by title.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

Your Committee on Education have had under consideration Council Bill No. 75, and beg leave to make the following report:

We recommend that the bill do pass and we further recommend that the same be substituted for House Bill No. 94.

D. H. VANKIRK,  
Chairman.

The Committee on Criminal Jurisprudence, by its Chairman, Mr. Reid, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee on Criminal Jurisprudence having had under consideration Council Bill No. 60, report amended bill and recommend it do pass.

THOS. R. REID,  
Chairman.

Mr. Brewer moved to adjourn, which motion prevailed.

## AFTERNOON SESSION.

At 2 o' clock P. M. the House was called to order by Speaker Stevens.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bill No. 43 and House Memorial No. 1 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Mr. Decker introduced House Bill No. 259.

"An Act Amendatory of Section 23, of Chapter 21, of Statutes of Oklahoma, 1893, Entitled, "Mortgages,"" which was read the first time by title.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Substitute for House Bill No. 7 and other bills upon the calendar.

The motion prevailed and the Speaker called Mr. Mathews of Greer to the Chair.

The Committee of the Whole arose to receive the following messages from the Council:

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma,  
February 27, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of Council Bills No. 32 and 102, which have passed both Houses and await the signature of the Speaker.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma,  
February 27, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of

Representatives House Bill No. 76, which has passed the Council with amendments, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma,  
February 27, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 51, which has passed the Council with amendments, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Mathews of Greer, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration Substitute for House Bills Nos. 7 and 77, recommend the same do pass as amended.

FRANK MATHEWS,  
Chairman.

Mr. Jones moved to adopt the report of the Committee of the Whole, which motion prevailed.

Mr. Oliphant moved that when the House adjourn that it adjourn until 7:30 P. M. Wednesday, February 27, 1901, which motion prevailed.

By unanimous consent, Mr. Campbell introduced House Bill No. 260.

"An Act Providing for the Legalization of All Tax Deeds and Resale Deeds Issued in the Territory of Oklahoma, Which Have Been on Record for a Period of One Year," which was read the first time by title.

Mr. Campbell moved to suspend the rules and to place House Bill No. 260 upon second reading and refer it to the appropriate Committee.

The motion prevailed.

House Bill No. 260 was read the second time and referred to the Committee on Judiciary.

Mr. VanKirk introduced House Bill No. 261.

"An Act Amendatory of Sections 7 and 8, of Chapter 12, of the Statutes of Oklahoma for 1893," which was read the first time by title.

The Committee on Municipal Corporations, by its Chairman, Mr. Alexander, made the following report :

Guthrie, Oklahoma Territory,  
February 26, 1901.

Mr. Speaker:

We, your Committee on Municipal Corporations, have had under consideration House Bills Nos. 153, 213 and 222 and beg leave to make the following report :

We refer House Bill No. 213 back to the House with the recommendation that it do pass.

We recommend further that the substitute for House Bill No. 153 by the Committee do pass,

CHAS. R. ALEXANDER,  
Chairman.

Mr. Alexander moved to suspend the rules and to place House Bills Nos. 43 and 76 upon third reading and final passage. The motion prevailed.

House Bill No. 43 was read the third time.

Call of the House was demanded and the Speaker instructed the Sergeant-at-Arms to bring the absent Members into the House.

Mr. Alexander moved that further proceedings under call of the House be dispensed with.

The motion prevailed.

The question being upon the final passage of House Bill No. 43, the Roll was called.

Ayes 18, nays 6, absent 2.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Mathews of Greer, Millard,

21—H.



Oliphant, Reid, Rogers, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Brewer, Hadley, Jones, Nisbett, Scott and Thomas.

Absent, Mathews of Payne and Phelps.

House Bill No. 43 having received the constitutional majority, passed.

Mr. Alexander moved to reconsider the vote by which House Bill No. 43 passed, and that that motion lie upon the table.

The motion prevailed.

Mr. Wood moved to reconsider the vote by which House Bill No. 76 was placed upon its third reading and final passage.

The motion prevailed.

Mr. Wood moved to suspend the rules and to place Council amendments to House Bill No. 76 upon consideration for concurrence or non-concurrence.

The motion prevailed.

Council Amendments to House Bill No. 76 were read.

Mr. Wood moved that the House concur in the Council's amendments to House Bill No. 76.

The Roll was called.

Ayes 20, nays 4, absent 2.

The motion prevailed

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Millard, Oliphant, Phelps, Reid, Rogers, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Hadley, Nisbett, Scott and Thomas.

Absent, Mathews of Payne and Seeley.

The Speaker announced that he had signed Council Bills Nos. 32 and 102.

Mr. Hadley moved to adjourn, which motion prevailed.

#### EVENING SESSION.

At 7:30 P. M. the House was called to order by Speaker Stevens.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills unfavorably reported upon the Calendar, which motion prevailed.

The Speaker called Mr. Jones to the Chair.

Mr. Jones, Chairman of the Committee of the Whole, made the following report:

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 54, 156, 141, 79, 104, 134, 194, 198, 200, 179, 86, 14, 208, 62, 131, 185, 207, 107, 187, 103, 150, 154, 15, 165, 184, 215 and 209 and Council Bills Nos. 38 and 82, recommend that House Bill No. 54 do not pass.

That House Bill No. 156 do pass.

That House Bill No. 141 do not pass.

That House Bill No. 79 do not pass.

That House Bill No. 104 do not pass.

That House Bill No. 134 do not pass.

That House Bill No. 194 do not pass.

That House Bill No. 198 do not pass.

That House Bill No. 200 do not pass.

That House Bill No. 179 do not pass.

That House Bill No. 86 do not pass.

That House Bill No. 14 do not pass.

That Council Bill No. 38 be printed and placed upon the Calendar.

That House Bill No. 208 do not pass.

That House Bill No. 62 do not pass.

That House Bill No. 131 do not pass.

That House Bill No. 185 be printed and placed upon the Calendar.

That House Bill No. 207 do not pass.

That House Bill No. 107 do not pass.

That House Bill No. 187 do not pass.

That House Bill No. 103 do not pass.

That House Bill No. 150 do not pass.

That Council Bill No. 82 do not pass.

That House Bill No. 154 be printed and placed upon the Calendar.

That House Bill No. 15 do not pass.

That House Bill No. 165 do not pass.

That House Bill No. 184 do not pass.

That House Bill No. 215 do not pass.

That House Bill No. 209 do not pass.

C. G. JONES,  
Chairman.

Mr. Jones moved to adopt the report, which motion prevailed.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved February 28, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FIFTY-SECOND DAY.

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Guthrie, Oklahoma Territory,  
Thursday, February 28, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Fifty-First Day was read and approved.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bill No. 201 and Council Bill No. 27 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Committee on Banks and Banking, by its Chairman, Mr. Rogers, made the following report :

Guthrie, Oklahoma Territory,  
February 28, 1901.

Mr. Speaker:

The Committee on Banks and Banking having had under consideration Council Bill 141, recommend that it do pass.

F. R. ROGERS,  
Chairman.

The Committee on Asylums and Public Charities, by its Chairman, Mr. Decker, made the following report:

Guthrie, Oklahoma Territory,  
February 27, 1901.

Mr. Speaker:

The Committee on Asylums and Public Charities having had under consideration House Bill No. 232, recommended the same do pass.

J. H. DECKER, Chairman

The following Message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 28, 1901.

Mr Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bills Nos. 69, 77, 92, 133 and 152 which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Mr. Ferguson moved that House Joint Memorial No. 8 and its accompanying papers be referred back to its author. The motion prevailed.

The following House Bills were introduced and read the first time by title:

House Bill No. 262, by Mr. Seeley.

"An Act Amendatory of Section 9, Chapter 84, Statutes of Oklahoma, 1893, Entitled, 'University.'"

House Bill No. 263, by Mr. Ferguson.

"An Act to Amend Section 2343, of Article 41, of Chapter 25, of the Statutes of 1893, Relating to Forgery."

House Bill No. 264, by Mr. Oliphant.

"An Act to Prevent Trespassing on Railway Trains."

The following Council Bills were read the first time by title:

Council Bill No. 5, by Mr. Clarke.

"An Act for the Better Protection of Stock Raisers."

Council Bill No. 69, by Mr. Miller.

"An Act to Require Railroad Companies to Establish and Maintain Suitable Waiting Rooms and Separate Water Closets for Men

and Women, in All Cities and Towns of One Hundred Population or More, through Which Said Companies Operate Their Roads, and Prescribing Penalties for the Violation of This Act."

Council Bill No. 77, by Mr. President.

"An Act Requiring all Peddlers Goods Owned by Non-Residents to pay a License."

Council Bill No. 92, by Mr. Winkler.

"An Act Conferring Certain Powers on the Territorial Board of Education."

Council Bill No. 106, by Mr. President.

"An Act for the Registration of Voters in Cities of the First Class."

Council Bill No. 120, by Committee.

"An Act to Regulate the Weight of Bread and Requiring the Same to be Labeled."

Council Bill No. 133, by Mr. Foster.

"An Act to Provide for Appeals from Justices of the Peace in Certain Cases."

Council Bill No. 152, by Mr. Miller.

"An Act Relating to the Printing of Insurance Statements and Amendatory of General Sections 3087, of the Statutes of Oklahoma, 1893."

Mr. Reid moved to suspend the rules and to place House Bills Nos. 262, 263 and 264 and Council Bills Nos. 152, 92, 77, 133, 69, 5, 117 and substitute for Council Bill No. 120 upon second reading and refer them to the appropriate Committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 262 read and referred to the Committee on Education.

House Bill No. 263 read and referred to the Committee on the Regulation of the Liquor Traffic.

House Bill No. 264 read and referred to the Committee on Railroads.

Council Bill No. 152 read and referred to the Committee on Insurance.

Council Bill No. 92 read and referred to the Committee on Education.

Council Bill No. 77 read and referred to the Committee on Ways and Means.

Council Bill No. 133 read and referred to the Committee on Judiciary.

Council Bill No. 69 read and referred to the Committee on Railroads.

Substitute for Council Bill No. 120 read and referred to the Committee on Fish and Game.

Council Bill No. 5 read and referred to the Committee on Quarantine.

The following Message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
February 28, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bills Nos. 106 and 111 which have passed the Council. Also House Concurrent Resolution No. 3 which has passed the Council with amendments which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Mathews of Greer moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 174, substitute for House Bill No. 40.

The motion prevailed.

Mr. Speaker called Mr. Wood to the Chair.

Mr. Wood, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 28, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 174, Substitute for House Bill No. 40, recommend Council Bill No. 117 be substituted for same and do pass.

R. E. WOOD,  
Chairman.

Mr. Wood moved to adopt the report, which motion prevailed.  
The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma,  
February 28, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of Council Bills No. 6 and 50, which have passed both Houses and await the signature of the Speaker, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Mr. Jones moved to suspend the rules and to place Substitute for House Bill No. 174 upon its third reading and final passage.

The motion prevailed.

Substitute for House Bill 174 was read the third time.

The question being upon the final passage of Substitute for House Bill No. 174, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Substitute for Council Bill No. 117 having received the constitutional majority, passed.

Mr. Jones moved to suspend the rules and reconsider the vote by which Council Bill No. 117 passed the House and to lay that motion upon the table.

The motion prevailed.

The Speaker announced that he had signed Council Bill No. 50 and Committee Substitute for Council Bill No. 6.

Mr. Ferguson moved to suspend the rules and that House Bill No. 254 be considered Engrossed and placed upon its third reading and final passage.

The motion prevailed.

House Bill No. 254 was read the third time.



The question being upon the final passage of House Bill No. 254, the Roll was called.

Ayes 25, nays 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Thomas.

House Bill No. 254 having received the constitutional majority, passed.

Mr. Ferguson moved to suspend the rules and that the vote by which House Bill No. 254 passed the House be reconsidered and to lay that motion upon the table.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 256 read and referred to the Committee on Judiciary.

House Bill No. 258 read and referred to the Committee on Judiciary.

House Bill No. 259 read and referred to the Committee on Judiciary.

House Bill No. 261 read and referred to the Committee on Ways and Means.

Mr. Nisbett was excused for an hour.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma,  
February 28, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of House Bills Nos. 83 and 87, which have been signed by the President, which you will find attached

Very respectfully,

THOS. KEARSE,  
Chief Clerk Council.

## THIRD READING OF BILLS.

Council Bill No. 27 was read the third time.

The question being upon the final passage of Council Bill No. 27, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Council Bill No 27 having received the constitutional majority, passed.

Council Bill No. 149 was read the third time.

The question being upon the final passage of Council Bill No. 149, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Council Bill No. 149 having received the constitutional majority, passed.

House Bill No. 201 was read the third time.

Mr. Wood moved to recommit House Bill No. 201 to the Committee on Public Buildings.

The question being upon Mr. Wood's motion to recommit, the Roll was called.

Ayes 12, nays 14.

The motion was lost.

Those voting in the affirmative were Allen, Decker, Embry, Jones, Mathews of Greer, Nisbett, Oliphant, Phelps, Scott, Seeley, Thomas and Wood.

Those voting in the negative were Alexander, Brewer, Campbell, Comp, Ferguson, Hadley, Mathews of Payne, Millard, Reid, Rogers, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

The question being upon the final passage of House Bill No. 201, the Roll was called.

Ayes 21, nays 5.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Embry, Nisbett, Seeley, Thomas and Wood.

House Bill No. 201 having received the constitutional majority, passed.

Mr. Reid moved to suspend the rules and that the vote by which House Bill No. 201 passed the House be reconsidered and to lay that motion upon the table.

The motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Oliphant to the Chair.

Mr. Oliphant, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
February 28, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 7, report progress and ask leave to sit again.

JOHN A. OLIPHANT,  
Chairman.

Mr. Embry moved to adopt the report, which motion prevailed.

Mr. Jones moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Mr. Jones, on the part of the St. Louis and San Francisco Railroad Company, tendered the House an invitation to make an excursion over the line of that railroad in Eastern Oklahoma, Sunday, March 3, 1901.

Mr. Alexander moved that the House accept the invitation, which motion prevailed.

Mr. Alexander moved the appointment of a Committee of three to complete arrangements for the trip.

The motion prevailed.

The Speaker appointed Messrs. Jones, Embry and Street as the Special Committee.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of House Bill No. 7 and other Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Oliphant to the Chair.

The Committee of the Whole arose to receive the following Message from the Governor:

February 28, 1901.

To the Honorable Speaker and Members of the Sixth Legislative Assembly:

I have the honor to inform you that I have this day approved House Bill No. 83.

"An Act Relating to Liens on Domestic Animals."

Also House Bill No. 39.

Being "An Act Amending Sec. 1, Art. 2, of Chapter 20, Laws of 1895, Entitled, An Act to Amend Sections 1 and 4, of Article 26, of Chapter 25, of the Laws of Oklahoma, Entitled, Crimes and Punishments."

Also House Bill No. 87.

"An Act to Define and Punish Frauds upon Hotel, Inn, Boarding and Eating House Keepers, Penalties," and the same have been transmitted to the office of the Territorial Secretary.

Very respectfully,

C. M. BARNES,

Governor.

Mr. Oliphant, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

February 28, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration Substitute for House Bills Nos. 7, 257, 75, 36, 183, 233, 135 and Coun-

cil Bills Nos. 2 and 65, recommend that Substitute for House Bill No. 7 do pass as amended. \*

That House Bill No. 257 be made a special order for 10 o'clock A. M. Friday, March 1, 1901.

That House Bill No. 75 follow House Bill No. 257 as a special order

That House Bill No 173 be made a special order to follow House Bill No. 75.

That House Bill No. 36 do pass as amended.

That House Bills Nos. 183 and 233 be made a special order to follow House Bill No. 173.

That House Bill No. 135 do pass.

That Council Bill No. 65 do pass.

That Council Bill No. 2 do pass as amended.

JOHN A. OLIPHANT,

Chairman.

Mr. Jones moved to adopt the report, which motion prevailed.

Mr. Reid moved to adjourn, which motion prevailed.

Approved March 1, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,

Chief Clerk.

## FIFTY-THIRD DAY.

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Guthrie, Oklahoma Territory,  
Friday, March 1, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Fifth-Second Day was read and approved.

Messrs. Wood and Campbell were excused for half an hour.

The Committee on Ways and Means, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 28, 1901.

Mr. Speaker:

We, your Committee on Ways and Means, have had under consideration House Bills Nos. 224, 247 and 261 and beg leave to make the following report:

We refer House Bills Nos. 224 and 247 back to the House with the recommendation that they do not pass.

We refer House Bill No. 261 back to the House with the recommendation that it do pass.

C. G. JONES,  
Chairman.

The Committee on Elections and Legislative Apportionment, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
February 28, 1901.

Mr. Speaker:

We, your Committee on Elections and Legislative Apportionment, have had under consideration House Bill No. 239, and rec-

commend the same back to the House with recommendation that it do pass.

C. G. JONES,  
Chairman.

The Committee on Education, by its Chairman, Mr. VanKirk, made the following report:

Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

The Committee on Education having had under consideration House Bills Nos. 251, 262 and Council Bills Nos. 92 and 49, recommend the same do pass.

D. H. VANKIRK,  
Chairman.

The Committee on Insurance, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

The Committee on Insurance, having had under consideration Council Bill No. 74, recommend the same do pass.

W. M. FERGUSON,  
Chairman.

The Committee on the Regulation of the Liquor Traffic, by its Chairman, Mr. Ferguson, made the following report:

Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

The Committee on the Regulation of the Liquor Traffic, having had under consideration House Bill No. 263, recommend the same do pass.

W. M. FERGUSON,  
Chairman.

The Committee on Agriculture, by its Chairman, Mr. Sniggs, made the following report:

Guthrie, Oklahoma Territory,

March 1, 1901.

Mr. Speaker:

The Committee on Agriculture, having had under consideration Council Bill No. 109, recommend that it do pass.

A. T. SNIGGS,

Chairman.

The following Messages were received from the Council:

Territory of Oklahoma, Council Chamber,

Guthrie, Oklahoma Territory,

March 1, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Council Bills Nos. 158, 113, 17, 125, 146, 97, which have passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber,

Guthrie, Oklahoma Territory,

March 1, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of Substitute for Council Bill No. 14, also Enrolled Copy of Council Joint Memorial No. 1, which have passed both Houses and await the signature of the Speaker. which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

The conference Committee on House Bill No. 92, by its Chairman, Mr. Oliphant, made the following report:

Guthrie, Oklahoma Territory,

March 1, 1901.

Mr. Speaker:

We, your Committee appointed to confer with a like Committee from the Council upon the substitute and amendments of the Council to House Bill No. 92, beg leave to make the following report:



The Joint conference Committee recommend that the Council substitute for House Bill No. 92, do pass with the following amendments:

Amend Section 5, by inserting after the word "medicine" the words "and surgery."

Amend Section 6, in line three, by striking out all of line three after the word "Board," all of lines four, five and six, and the words "Competent Jurisdiction" in line seven, and insert instead, "shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined in the sum of \$50.00 for each offense."

Amend Section 6, lines 12 and 13, by striking out "either party may appeal, but no bond shall be required on the part of the territory."

Amend Section 7, line 1, by striking out words "Coroner and" and insert "Chairman of."

Amend line 2, by inserting before "shall," "the County Superintendent of school and one qualified practicing physician, resident of the County, to be appointed by the Board of County Commissioners."

Amend line three by striking out the word "Coroner" and insert "the physician so appointed."

Amend Section 7 by striking out after the word "Board," in line 5, all the remainder of line and all of lines 6 and 7.

Amend Section 7, line 10, by striking out the first "or" and changing second "or" to "and."

Amend Section 7, line 16, by inserting after the words "per annum," the following: "except in cases of emergencies hereinafter provided."

Strike out all of Section 8, change section 9 to 8, and Section 10 to 9, 11 to 10, and 12 to 11.

JOHN A. OLIPHANT,  
Chairman.

The Committee on Municipal Corporations, by its Chairman, Mr. Alexander, made the following report:

Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

The Committee on Municipal Corporations, having had under consideration House Bill No. 222, recommend that it do not pass.

C. R. ALEXANDER,  
Chairman.

The Speaker announced that he had signed Council Joint Memorial No. 1 and Substitute for Council Bill No. 14.

The following Council Bills were read the first time by title: Council Bill No. 17, by Mr. Coulson.

"An Act to Provide for the Initiative and Referendum in the Territory of Oklahoma, and Defining the Methods of Procedure Therein."

Council Bill No. 97, by Mr. Clarke.

"An Act Granting License to Ex-Union Soldiers and Sailors to Canvass for and Sell Goods Not Prohibited by Law in Any County or City in the Territory of Oklahoma, and Providing Penalties for the Violation Thereof.

Council Bill No. 125, by Mr. President.

"An Act to Define and Punish Kidnapping for Ransom."

Council Bill No. 106, by Mr. President.

"An Act for the Registration of Voters in Cities of First Class."

Council Bill No. 146, by Mr. Miller.

"An Act Fixing the Time When a Purchaser of Real Estate Shall be Liable for the Taxes Thereon."

Council Bill No. 158, by Mr. Winkler.

"An Act Providing for the Recording of Births and Deaths."

Substitute for Council Bill No. 113, by Mr. Todd.

"An Act Relating to the Historical Society."

Mr. Alexander introduced House Bill No. 265.

"An Act to Encourage the Feeding of Live Stock."

Mr. Alexander moved to suspend the rules and to place House Bills Nos. 265 and Council Bills Nos. 106, 158, 125, 17, 146, 97 and Substitute for Council Bill No. 113 upon second reading and refer them to the appropriate Committees.

The motion prevailed.

## SECOND READING OF BILLS.

House Bill No. 265 read and referred to the Committee on Judiciary.

Council Bill No. 106 read and referred to the Committee on Municipal Corporations.

Council Bill No. 158 read and referred to the Committee on Medical and Sanitary Affairs.

Council Bill No. 125 read and referred to the Committee on Criminal Jurisprudence.

Council Bill No. 17 read and referred to the Committee on Elections and Legislative Apportionment.

Council Bill No. 146 read and referred to the Committee on Ways and Means.

Council Bill No. 97 read and referred to the Committee on Ways and Means.

Substitute for Council Bill No. 113 read and referred to the Committee on Education.

Mr. Embry moved to adopt the report of the conference committee on House Bill No. 92.

The question being upon the adoption of the report of the conference committee on House Bill No. 92, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Seeley, Sniggs, Thomas, VanKirk Wood and Mr. Speaker.

Absent, Allen, Rogers and Wilkin.

The motion to adopt the report of the conference Committee having received the required majority, prevailed.

The following Messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives to be signed by the Speaker, Enrolled copy of Council Bill No. 149, which has passed both Houses, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of Council Bill No. 27, the House

amendments to which have been concurred in, and now awaits the Speaker's signature, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed Council Bills Nos. 27 and 149.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of Council Bill No. 117 which has passed both Houses and awaits the Speaker's signature, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Council Substitute for House Concurrent Resolution No. 3 was considered.

Mr. Embry moved to concur in Council Substitute for House Concurrent Resolution No. 3.

The question being upon Mr. Embry's motion to concur in House Concurrent Resolution No. 3, the Roll was called.

Ayes 20, nays 1, absent 5.

The motion prevailed.

Those voting in the affirmative were Alexander, Brewer, Comp, Decker, Embry, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Seeley, Sniggs, Thomas, Van Kirk, Wood and Mr. Speaker.

Voting in the negative, Mr. Hadley.

Absent, Allen, Campbell, Fergusson, Rogers and Wilkin.

The Council's amendments to House Bill No. 51 were read.

Mr. Embry moved that the House concur in the Council's amendments to House Bill No. 51.

Mr. Alexander moved as a substitute for Mr. Embry's motion that the House refuse to concur in the Council's amendments to House Bill No. 51.

The question being upon Mr. Alexander's substitute, the Roll was called.

Ayes 15, nays 5, absent 5, excused from voting 1.

The motion prevailed.

Those voting in the affirmative were Alexander, Comp, Decker, Hadley, Jones, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Seeley, Sniggs, Thomas and Mr. Speaker.

Those voting in the negative were Brewer, Mathews of Greer, Mathews of Payne, VanKirk and Wood.

Absent, Allen, Campbell, Ferguson, Rogers and Wilkin.

Excused from voting, Mr. Embry.

The Speaker announced that he had signed Council Bill No. 117.

Mr. Vankirk moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Alexander to the Chair.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bill No. 257, report progress and ask leave to sit again.

CHAS. R. ALEXANDER,  
Chairman,

Mr. Alexander moved to adopt the report, which motion prevailed.

Mr. Oliphant moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. Jones introduced House Resolution No 10 which was read as follows:

## HOUSE RESOLUTION NO 10.

Whereas, this House views with much pleasure and gratification the appointment of its reading clerk, Hon. A. R. Museller, as one of the allotting agents of the Kiowa and Comanche and Wichita Reservations,

Be it resolved: That we hereby congratulate the Government and the said Hon. A. R. Museller on the said appointment, and as Oklahomans do hereby express our hearty approval of said action.

Respectfully submitted,

C. G. JONES,

Mr. Wood moved to adopt House Resolution No 10. which motion prevailed

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar. The motion prevailed and the Speaker called Mr. Alexander to the Chair.

The Committee of the Whole arose to receive the following Messages from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 254 which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma Territory,  
March 1, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council insists on its amendments to House Bill No. 51 and asks a conference, having appointed

Councilors Miller, Todd and Winkler as Conferees on the part of the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

The Speaker appointed Messrs. Embry, Oliphant and Allen as a special Committee to confer with the like Committee from the Council, in the consideration of the Council's amendments to House Bill No. 51.

Mr. Alexander, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,

March 1, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 257, 183, 233, 173 and 199 and Council Bill No. 75, recommend that House Bill No. 257 do pass as amended.

That House Bills Nos. 183 and 233 be referred to a Special Committee consisting of Messrs, Embry, Alexander and Campbell and that the Bills retain their place upon the Calendar

That House Bill No. 173 do pass.

That House Bill No 199 do pass as amended

That Council Bill No. 75 do pass.

CHAS. R. ALEXANDER,

Chairman,

Mr. Reid moved that Substitute for House Bill No. 74 be made a special order for 10 o'clock A. M. March 2, 1901, which motion prevailed.

Mr. Mathews of Payne moved to suspend the rules and to place House Bills Nos. 173 and 199 and Council Bill No. 75 upon third reading and final passage.

The motion prevailed.

### THIRD READING OF BILLS.

Council Bill No. 75 was read the third time.

The question being upon the final passage of Council Bill No. 75, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Hadley and Phelps.

Council Bill No. 75 having received the constitutional majority, passed.

Mr. Mathews of Payne moved to suspend the rules and that the vote by which Council Bill No. 75 passed be reconsidered and that that motion lie upon the table.

The motion prevailed.

House Bill No. 173 was read the third time.

The question being upon the final passage of House Bill No. 173, the Roll was called.

Ayes 18, nays 6, absent 1, excused from voting 1.

Those voting in the affirmative were Alexander, Brewer, Comp, Decker, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Sniggs, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Allen, Embry, Hadley, Seeley, Thomas and VanKirk.

Absent, Mr. Phelps.

Excused from voting, Mr. Campbell.

House Bill No. 173 having received the constitutional majority, passed.

Mr. Sniggs moved to suspend the rules and to reconsider the vote by which House Bill No. 173 passed the House, and that that motion lie upon the table.

The motion prevailed.

House Bill No. 199 was read the third time.

The question being upon the final passage of House Bill No. 199, the Roll was called.

Ayes 22, nays 2, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Wilkin, Wood and Mr. Speaker.



Those voting in the negative were Thomas and VanKirk.  
Absent, Hadley and Phelps.

House Bill No. 199 having received the constitutional majority, passed.

Mr. Jones moved to suspend the rules and to reconsider the vote by which House Bill No. 199 passed the House and that that motion lie upon the table.

The motion prevailed.

By unanimous consent, Mr. Nisbett introduced House Bill No. 266.

"An Act to Amend Section 9, of Article 3, of Chapter 2, of the Session Laws of 1899," which was read the first time by title.

Mr. Campbell was excused for Saturday March 2, 1901.

Mr. Oliphant moved to adjourn.

Mr. Wood moved to amend that the House adjourn until 9 A. M. Monday, March 4, 1901.

The question being upon Mr. Wood's amendment, the Roll was called.

Ayes 8, nays 15, absent 3.

Those voting in the affirmative were Brewer, Comp, Embry, Mathews of Greer, Mathews of Payne, Oliphant, Scott and Wood.

Those voting in the negative were Alexander, Campbell, Decker, Ferguson, Hadley, Jones, Millard, Nisbett, Reid, Rogers, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Allen, Phelps and Seeley.

The amendment was lost.

The original motion to adjourn then prevailed.

Approved March 2, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FIFTY-FOURTH DAY.

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Guthrie, Oklahoma Territory,  
Saturday, March 2, 1901.

## MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present except Mr. Campbell who had been excused.

The Journal of the Fifty-Third Day was read and approved.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
March 2, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bills Nos. 158, 230, 177, 248, 243, 264 and Council Bills Nos. 69 and 125 and beg leave to make the following report:

We recommend that House Bill No. 158 do pass.

That House Bill No. 230 do pass.

That House Bill No. 177 do pass.

That House Bill No. 248 do pass.

That House Bill No. 243 do pass.

That House Bill No. 264 do pass.

That Council Bill No. 69 do pass.

That Council Bill No. 125 do pass.

JOHN EMBRY,  
Chairman.

The Committee on County and Township Organization, by its Chairman, Mr. Oliphant, made the following report:

Guthrie, Oklahoma Territory,

March 2, 1901.

Mr. Speaker:

The Committee on County and Township Organization, having had under consideration House Bill No. 235, recommend the same do pass.

JOHN A. OLIPHANT,

Chairman.

The Committee on Public Buildings, by its Chairman, Mr. Millard, made the following report:

Guthrie, Oklahoma Territory,

March 1, 1901.

Mr. Speaker:

The Committee on Public Buildings, having had under consideration House Bill No. 249 and Council Bill No. 129, recommend that Council Bill No. 129 do pass as amended.

That House Bill No. 249 do not pass.

RET. MILLARD,

Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 111, 89 and 156 and Council Bills Nos. 43 and 2 and beg leave to submit same correctly engrossed.

F. R. ROGERS,

Chairman.

Mr. Jones, Chairman of the Special Committee to complete arrangements for the excursion over the Frisco Railroad, Sunday, March 3, 1901, reported a schedule for the trip.

The Committee on Medical and Sanitary Affairs, by its Chairman, Mr. Comp, made the following report:

Guthrie, Oklahoma Territory,  
March 2, 1901.

Mr. Speaker:

Your Committee on Medical and Sanitary Affairs have had under consideration House Bills Nos. 214, 216, 217 and 240 and beg leave to make the following report:

We recommend that the same do not pass.

J. W. COMP,  
Chairman.

### SECOND READING OF BILLS.

House Bill No. 266 was read the second time and referred to the Committee on Judiciary.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma Territory,  
March 2, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bills Nos. 3, 99 and 128, and Engrossed copies of Council Bill No. 81, which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber.  
Guthrie, Oklahoma Territory,  
March 2, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 43 which has passed the Council with amendments, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

### THIRD READING OF BILLS.

House Bill No. 111 was read the third time.

The question being upon the final passage of House Bill No. 111, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Campbell and Phelps.

House Bill No. 111 having received the constitutional majority, passed.

House Bill No. 89 was read the third time.

The question being upon the final passage of House Bill No. 89, the Roll was called.

Ayes 16, nays 7, absent 3.

Those voting in the affirmative were Alexander, Comp, Decker, Embry, Ferguson, Hadley, Jones, Millard, Oliphant, Phelps, Reid, Seeley, Sniggs, VanKirk, Wood and Mr. Speaker.

Those voting in the negative were Mathews of Greer, Mathews of Payne, Nisbett, Rogers, Scott, Thomas and Wilkin.

Absent, Allen, Brewer and Campbell.

House Bill No. 89 having received the constitutional majority, passed.

House Bill No. 156 was read the third time.

The question being upon the final passage of House Bill No. 156, the Roll was called.

Ayes 22, nays 2, absent 2.

Those voting in the affirmative were Allen, Brewer, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Wood and Mr. Speaker.

Those voting in the negative were VanKirk and Wilkin.

Absent, Alexander and Campbell.

House Bill No. 156 having received the constitutional majority, passed.

Council Bill No. 43 was read the third time.

The question being upon the final passage of Council Bill No. 43, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer,

Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Wilkin, Wood and Mr. Speaker.

Absent, Campbell and VanKirk.

Council Bill No. 43 having received the constitutional majority, passed.

Council Bill No. 2 was read the third time.

The question being upon the final passage of Council Bill No. 2, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Allen, Brewer, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Alexander, Campbell and Reid.

Council Bill No. 2 having received the constitutional majority, passed.

Council amendments to House Bill No. 43 were read.

The question being upon the adoption of Council amendments to House Bill No. 43, the Roll was called.

Ayes 22, nays 1, absent 3.

Those voting in the affirmative were Alexander, Allen, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Hadley.

Absent, Brewer, Campbell and Comp.

Council amendments to House Bill No. 43 having received the constitutional majority, were adopted.

Mr. Reid moved that Council Bill No. 129 be made a special order for 10 o'clock A. M. Monday, March 2, 1901.

Mr. Jones raised the point of order that such a motion required the suspension of rules and a two-thirds majority of the House.

The point of order was sustained by the Speaker.

Mr. Reid moved to suspend the rules and that Council Bill No. 129 be made a special order for 10 o'clock A. M. Monday, March 2, 1901.

The roll was called.

Ayes 15, nays 9, absent 2.

The motion was lost.

Those voting in the affirmative were Alexander, Allen, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Millard, Reid, Rogers, Scott, Seeley, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Payne, Nisbett, Oliphant, Phelps, Thomas and Wood.

Absent, Campbell and Sniggs.

Mr. Wood moved to suspend the rules and that the vote by which House Bills Nos. 111, 89, 156 and Council Bills Nos. 2 and 43 passed be reconsidered and that that motion lie upon the table.

The motion prevailed.

Mr. Jones moved to adjourn until 9 o'clock Monday, March 4.

The Roll was called.

Ayes 17, nays 7, absent 2.

The motion prevailed.

Those voting in the affirmative were Alexander, Brewer, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Phelps, Scott, Thomas, VanKirk, Wood and Mr. Speaker.

Those voting in the negative were Allen, Hadley, Millard, Reid Rogers, Seeley and Wilkin.

Absent, Campbell and Sniggs.

Approved March 4, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,  
Chief Clerk.

## FIFTY-FIFTH DAY.

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Guthrie, Oklahoma Territory,  
Sunday, March 3, 1901.



## FIFTY-SIXTH DAY.

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Guthrie, Oklahoma Territory,  
Monday, March 4, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of Fifty-Fourth Day was read and approved.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
March 4, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bill No. 265 and beg leave to make the following report:

We recommend that same do pass.

JOHN EMBRY,  
Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bill No. 77 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bill No. 76 and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.

F. R. ROGERS,  
Chairman Com. of House.

The Speaker announced that he had signed House Bill No. 76.

The following House Bills were introduced and read the first time by title:

House Bill No. 267, by Mr. Oliphant.

"An Act Providing for Payment of All Judgments Against Municipalities."

House Bill No. 268, by Mr. Oliphant.

"An Act for the Protection of Consignees of Coal, Restraining Railway Companies from Charging Freight upon More than Actual Weight of Coal Delivered, and Two Per Cent Additional for Natural Shrinkage and Defining the Manner of Ascertaining the Weight of Coal Delivered, Requiring the Railway Companies to Provide Scales or Accept Other Weights."

Council Bill No. 81, by Mr. Miller.

"An Act to Define Certain Offenses Against Public Morals and Public Decency and to Prescribe Punishment Therefor."

### THIRD READING OF BILLS.

House Bill No. 77 Substitute was read the third time.

The question being upon the final passage of House Bill No. 77 Substitute, the Roll was called.

Ayes 19, nays 5, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Embry, Hadley, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Phelps, Reid, Seeley, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Decker, Ferguson, Millard, Rogers and Sniggs.

Absent, Scott and Thomas.

House Bill No. 77 Substitute having received the constitutional majority, passed.

Mr. VanKirk moved to suspend the rules, consider House Bill No. 242 and Council Bill No. 112 engrossed, and place them on their third reading and final passage.

The motion prevailed.

House Bill No. 242 was read the third time.

The question being upon the final passage of House Bill No. 242, the Roll was called.

Ayes 25, nays 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Hadley.

House Bill No. 242 having received the constitutional majority, passed.

Council Bill No. 112 was read the third time.

The question being upon the final passage of Council Bill No. 112, the Roll was called.

- Ayes 17, nays 7, absent 1, present and not voting 1.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Embry, Hadley, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Phelps, Scott, Seeley, Sniggs, Wood and Mr. Speaker.

Those voting in the negative were Allen, Ferguson, Millard, Rogers, Thomas, VanKirk and Wilkin.

Present and not voting, Mr. Reid.

Absent, Mr. Brewer.

Council Bill No. 112 having received the constitutional majority, passed.

Mr. Embry moved to suspend the rules and to reconsider the vote by which House Bill No. 242 and Council Bill No. 112 passed and that that motion lie upon the table.

The motion prevailed.

Mr. Alexander moved to suspend the rules and to consider House Bill No. 265 engrossed and place it upon its third reading and final passage.

The motion prevailed.

House Bill No. 265 was read the third time.

The question being upon the final passage of House Bill No. 265, the Roll was called.

Ayes 18, nays 2, absent 5, present and not voting 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Reid, Rogers, Sniggs, VanKirk, Wood and Mr. Speaker.

Those voting in the negative were Brewer and Thomas.

Absent, Mathews of Payne, Phelps, Scott, Seeley and Wilkin.

Present and not voting, Mr. Hadley.

House Bill No. 265 having received the constitutional majority, passed.

Mr. Alexander moved to suspend the rules and to reconsider the vote by which House Bill No. 265 passed and that that motion lie upon the table.

The motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Embry to the Chair.

The Committee of the Whole arose and made the following report:

Guthrie, Oklahoma Territory,  
March 4, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 74 and 155, recommend that the Substitute for House Bill No. 74 do pass as amended.

Have had under consideration House Bill No. 155, report progress and ask leave to sit again.

JOHN EMBRY,  
Chairman.

On motion of Mr. Embry, the report was adopted.  
Mr. Embry moved to adjourn, which motion prevailed.

## AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 135, 173 and 199 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Joint Committee on Enrolled and Engrossed Bills made the following report:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bill No. 254 and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Committee of Council.

F. R. ROGERS,  
Chairman Committee of House.

The Speaker announced that he had signed House Bill No. 254.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The Committee of the Whole arose to receive the following messages from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 4, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council has adopted the report of the Conference Committee on House Bill No. 92, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 4, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 76, which has been signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Committee arose to receive the following message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 4, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bills Nos. 110, 176, 126, 179 and House Bill No. 126, which have passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Committee arose and made the following report:

Guthrie, Oklahoma Territory,  
March 4, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 155 and 170 and Council Bill No. 91, recommend that House Bill No. 155 do pass.

That House Bill No. 170 do pass.

That Council Bill No. 91, report progress and ask leave to sit again.

C. G. JONES,  
Chairman.

Upon motion of Mr. Jones, the report was adopted.

Committee on Enrolled and Engrossed Bills made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration substitute for House Bill No. 74, and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Mr. Hadley moved that substitute for House Bill No. 74 be read third time and placed on final passage.

The motion prevailed.

### THIRD READING OF BILLS.

Substitute for House Bill No. 74 was read the third time.

The question being upon the final passage of substitute for House Bill No. 74, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those in the negative none.

Absent, Mr. Mathews of Greer.

Substitute for House Bill No. 74 having received the constitutional majority, passed.

Mr. Hadley moved to suspend the rules and reconsider the vote by which substitute for House Bill No. 74 passed, and that that motion lie on the table.

The motion prevailed.

The Committee on Enrolled and Engrossed Bills made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Concurrent Resolution No. 3 and beg leave to submit same correctly enrolled.

F. R. ROGERS,  
Chairman.

The Speaker announced that he had signed House Concurrent Resolution No. 3.

Mr. Oliphant moved to adjourn, which motion prevailed.

Approved March 5, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.



## FIFTY-SEVENTH DAY.

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Guthrie, Oklahoma Territory,  
March 5, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of Fifty-Sixth Day was read and approved.

The Committee on Judiciary, by its Chairman, Mr. Embry, made the following report:

Guthrie, Oklahoma Territory,  
March 5, 1901.

Mr. Speaker:

Your Committee on Judiciary have had under consideration House Bills Nos. 256, 266, 253, 259 and Council Bill No. 133 and beg leave to make the following report:

We recommend that the same do pass.

JOHN EMBRY,  
Chairman.

The Committee consisting of Messrs. Embry, Allen, and Oliphant, appointed to confer with a like Committee from the Council in relation to House Bill No. 51, made the following report:

Guthrie, Oklahoma Territory,  
March 5, 1901.,

Mr. Speaker:

We, your Committee appointed to confer with a like Committee from the Council on the Council amendments to House Bill No. 51, beg leave to make the following report:

The Joint conference Committee of the House and Council on 'House Bill No. 51 have agreed that the Council recede from its amendments to section one of said act and that the Council insist on its amendments to the other parts of said act.

J. F. TODD,  
F. L. WINLKER,  
Council Conferees.

JOHN EMBRY,  
M. W. ALLEN,  
JOHN A. OLIPHANT.  
House Conferees.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:  
Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bill No. 257 and beg leave to submit same correctly engrossed.

F. B. ROGERS,  
Chairman.

Mr. Alexander introduced House Bill No. 269.

"An Act in Relation to Certain County Officers," which was read the first time by title.

Mr. Alexander moved to suspend the rules and that House Bill No. 269 be read the second time and referred to the appropriate Committee.

The motion prevailed.

House Bill No. 269 was read the second time and referred to the Committee on Compensation of Public Officers.

The following Council Bills were introduced and read the first time by title:

Council Bill No. 126, by Mr. Coulson.

"An Act Providing for the Vacation of the Platted Portion of the South Half of the Southeast Quarter, Section Twenty-Four, of Township Twenty-Six, North of Range Six West of Indian Meridian, in Grant County.

Council Bill No. 179, by Mr. Foster.

"An Act Defining the Crime of Forging Names to Petitions, and Providing the Punishment Therefor."

Council Bill No. 176, by Mr. Winkler.

"An Act Legalizing the Bond Election Held in Kingfisher County.

Council Bill No. 110, by Mr. Miller.

"An Act Relating to Elections and Amendatory of Sections 4, 5, 6, 7, 11, 12, 15, 16, 17, 21, 23, 24, 27, 30, 31, 32, 34, 41, 46, 47, 48 and 58, and Repealing Section 23, Chapter 13, of the Session Laws of 1899."

### SECOND READING OF BILLS.

House Bill No. 267 read and referred to the Committee on Municipal Corporations.

House Bill No. 268 read and referred to the Committee on Railroads.

Council Bill No. 81 read and referred to the Committee on Criminal Jurisprudence.

Mr. Oliphant moved to suspend the rules, that House Bill No. 267 be considered engrossed and placed upon its third reading and final passage.

The motion prevailed.

House Bill No. 267 was read the third time.

The question being upon the final passage of House Bill No. 267, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Vankirk, Wilkin, Wood and Mr. Speaker.

Absent, Decker and Jones.

House Bill No. 267 having received the constitutional majority, passed.

Mr. Oliphant moved to reconsider the vote by which House Bill No. 267 passed, and that that motion lie upon the table.

The motion prevailed.

House Bill No. 257 was read the third time.

The question being upon the final passage of House Bill No. 257, the Roll was called.

Ayes 21, nays 5.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Hadley, Nisbett, Oliphant, Scott and Wood.

House Bill No. 257 having received the constitutional majority, passed.

Mr. Embry moved to concur in the Council's amendments to House Bill No. 51, except as to Section 1.

The Roll was called.

Ayes 21, nays 1, absent 4.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Voting in the negative Mr. Mathews of Greer.

Absent, Rogers, Scott, Seeley and Wilkin.

The motion prevailed.

Mr. Reid offered the following written motion:

"That the House now proceed to consider House Bill No. 235 as if in the Committee of the Whole."

Mr. Jones raised the point of order that the motion involved a suspension of the rules and therefore required a two-thirds majority.

The Speaker sustained the point of order.

The question being upon Mr. Reid's motion, the Roll was called.

Ayes 15, nays 10, absent 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Millard, Reid, Seeley, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Payne, Nisbett, Oliphant, Phelps, Scott, Sniggs and Wood.

Absent, Mr. Rogers.

In accordance with the point of order raised by Mr. Jones, the Speaker announced that Mr. Reid's motion was lost.

Mr. Reid appealed from the decision of the Speaker to the House.

The House reversed the decision of the Speaker.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

March 5, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council refuses to concur in conference amendments to House Bill No. 51 and asks further conference.

The President has appointed as Conferees on the part of the Council, Councilors Miller, Harrison and Winkler, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

March 5, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copy of Council Joint Memorial No. 2, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber.

Guthrie, Oklahoma Territory,

March 5, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of Council Bills Nos. 75 and 112,

which await the signature of the Speaker, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

After some time spent in consideration of House Bill No. 235, the House adjourned until 2 o'clock P. M., upon the motion of Mr. Alexander.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

The Speaker announced that he had signed Council Bill No. 75 and Council Bill No. 112.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bills Nos. 99 and 43, and report same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Committee of Council.  
F. R. ROGERS,  
Chairman Committee of House.

The Speaker announced that he had signed House Bill No. 43 Substitute, and House Bill No. 99.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 7, 36 and 265 and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The House then resumed the consideration of House Bill No. 235, sitting informally as if in a Committee of the Whole.

Mr. Speaker reported as follows:

The House sitting informally, as if in a Committee of the Whole, have had under consideration House Bill No. 235 and recommend the same do pass as amended.

WALTER C. STEVENS,

Chairman.

Mr. Sniggs introduced House Bill No. 270.

"An Act to Amend Sections 1 and 4, of Article 1, of Chapter 47, of the Statutes of 1893, Relating to the Sale of Intoxicating Liquors and to Repeal Section 27 of Said Article and Chapter," which was read the first time by title.

Mr. Reid moved to suspend the rules, consider House Bill No. 235 engrossed and place it upon its third reading and final passage.

The Roll was called.

Ayes 15, nays 10, absent 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Millard, Reid, Seeley, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Payne, Nisbett, Oliphant, Phelps, Scott, Sniggs and Wood.

Absent, Mr. Rogers.

The Speaker announced that the motion was lost for the reason that it did not receive a two-thirds majority.

Mr. Reid appealed from the decision of the Chair.

The question being, Shall the decision of the Chair stand as the decision of the House. The vote being taken, there were ayes 10, nays 15, present and not voting, Mr. Speaker.

House Bill No 235 was read the third time.

The question being upon the final passage of House Bill No. 235, the Roll was called.

Ayes 22, nays 4.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Embry, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Brewer, Decker, Ferguson, and Rogers.

House Bill No. 235 having received the constitutional majority, passed.

Mr. Campbell moved to suspend the rules and to reconsider the vote by which House Bill No. 235 passed and that that motion lie upon the table.

The motion prevailed.

By unanimous consent, Mr. Jones introduced House Bill No. 271.

"An Act Concerning Elections and Providing Penalties for the Violation of the Provisions Thereof," which was read the first time by title.

The following Message was received from the Governor:

Guthrie, Oklahoma Territory,

March 5, 1901.

To the Hon. Speaker and the Members of the House of Representatives of the Sixth Legislative Assembly:

Gentlemen: I have the honor to inform you that I have this day approved House Bill No. 76. "An Act Relating to Sureties in Civil and Criminal Actions," and the same has been transmitted to the office of the Territorial Secretary.

Very respectfully,

C. M. BARNES,

Governor.

Mr Reid offered the following written motion:

That the House now consider informally Council Bill No. 129 as if in the Committee of the Whole.

Mr. Wood moved as a substitute that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The question being upon Mr. Wood's substitute, the Roll was called.

Ayes 9, nays 16, absent 1.

Those voting in the affirmative were Brewer, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Phelps, Scott and Wood.

Those voting in the negative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Millard, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Absent, Mr. Embry.

The substitute was lost.

The question being upon Mr. Reid's motion, the Roll was called.



Ayes 15, nays 10, absent 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Millard, Reid, Seeley, Thomas, VanKirk, Wilkin and Mr Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Payne, Nisbett, Oliphant, Phelps, Scott, Sniggs and Wood.

Absent, Mr. Rogers.

The Speaker announced that the motion was lost for the reason that it had not received a two-thirds majority

Mr. Reid appealed from the decision of the Speaker.

The question being, Shall the decision of the Speaker stand as the decision of the House, the vote being taken, there were ayes 17, nays 8, present and not voting, Mr. Speaker.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk and Wilkin.

Those voting in the negative were Brewer, Embry, Jones, Nisbett, Oliphant, Phelps, Scott and Wood.

Present and not voting, Mr. Speaker.

The decision of the Speaker was reversed by the House.

The House then spent some time in consideration of Council Bill No 129, sitting informally as if in a Committee of the Whole.

Mr. Speaker reported as follows:

The House, sitting informally as if in a Committee of the Whole, have had under consideration Council Bill No 129, and recommend that same do pass as amended.

W. C. STEVENS,

Chairman.

Mr. Reid moved to adopt the report.

The Roll was called.

Ayes 18, nays 8.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Millard, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Payne, Nisbett, Oliphant, Scott and Wood.

The motion prevailed.

Mr. Reid moved to suspend the rules and that Council Bill No. 129 be considered engrossed, read the third time and placed on its final passage.

The Roll was called.

Ayes 18, nays 8.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Millard, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Payne, Nisbett, Oliphant, Scott and Wood.

The motion prevailed.

Council Bill No. 129 was partially read.

Mr. Reid moved to dispense with further reading of Council Bill No. 129 and that it be considered read the third time.

The motion prevailed.

The question being upon the final passage of Council Bill No. 129, the Roll was called.

Ayes 18, nays 8.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Greer, Millard, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Payne, Nisbett, Oliphant, Scott and Wood.

Mr. Hadley explained his vote as follows:

Mr. Speaker:

I desire to explain my vote. I vote "Aye" believing that the Public Buildings provided for in this Bill are as badly needed as the \$100,000 schools for which the opposition to this Bill voted, and the appropriation against which I voted.

J. W. HADLEY.

Mr. Thomas explained his vote as follows:

Mr. Speaker:

I wish to explain my vote. I have remained neutral on this question, but it seems to me that the facts show that the location is a profitable financial saving to the Territory on the appropriation for the keeping of convicts and insane. It seems to me we can largely reduce the expenses and there has not been any reasons submitted why it is not the right thing to do for the welfare of our unfortunates, so the fact that different towns and railroads object to it is no reason why we should not locate them, for all who do not get them will always object, and I believe the time has fully come for its location and my constituents desired me to support the measure if they could get a school for their part. I have spent much time in studying the merits and demerits of the case and I have fully decided that the merits are for the location of these buildings. I have made a careful estimate of the cost of the maintenance of our insane and convicts and I am fully persuaded that it will be a large financial saving to the Territory. It has been urged that it would be against single statehood, but I believe that the savings financially and keeping the financial credit to the Territory in good condition will overcome all the objections.

It is a well known fact that we have a large amount of money now in the Treasury from section 33, and that the incoming proceeds, if properly applied, will alone pay for the buildings without any tax to the citizens of the Territory.

It is a well known fact that the public buildings have been held over every legislature and has cost thousands of dollars. It has defeated justice and has been the club in the Assembly to promote alarming appropriations, so to end this for the better in the future, I do gladly cast my vote to end this trouble. As this House has seen fit to ignore all the right of Pawnee county against the highest authority and undisputed facts, I now do what I believe to be the best for the most people. I vote Aye.

H. A. THOMAS.

Council Bill No. 129 having received the constitutional majority, passed.

Mr. Reid moved to reconsider the vote by which Council Bill No. 129 passed the House, and that that motion lie upon the table.

The motion prevailed.

Mr. Alexander moved to adjourn, which motion prevailed.

Approved March 6, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## FIFTY-EIGHTH DAY.

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Guthrie, Oklahoma Territory,  
Wednesday, March 6, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Prayer by the Chaplain.

Roll call showed all members present.

### SECOND READING OF BILLS.

House Bill No. 270 read and referred to the Committee on the Regulation of the Liquor Traffic.

Council Bill No. 210 read and referred to the Committee on Elections and Legislative Apportionments.

Council Bill No. 126 read and referred to the Committee on Municipal Corporations.

Council Bill No. 176 read and referred to the Committee on Ways and Means.

Council Bill No. 179 read and referred to the Committee on Criminal Jurisprudence.

Mr. Jones moved to recommit House Bill No. 271 to its author, which motion prevailed.

Mr. Jones introduced House Resolution No. 11, which was read as follows:

### HOUSE RESOLUTION NO. 11.

Resolved, That the Speaker is hereby instructed to appoint a Committee of Seven, whose duty it shall be to examine all bills and report them to the House in the order of their importance, and

bills shall be taken up and considered in the order in which they are reported.

Mr. Jones moved to suspend the rules and that the House proceed to consider House Resolution No. 11.

The motion prevailed.

Mr. Oliphant moved to adopt House Resolution No. 11, which motion prevailed.

The Committee on Compensation of Public Officers made the following report:

Guthrie, Oklahoma Territory,

March 6, 1901.

Mr. Speaker:

The Committee on Compensation of Public Officers, having had under consideration House Bill No. 269, recommend that the bill do pass.

A. T. SNIGGS,  
RET. MILLARD,  
H. M. BREWER,  
J. H. DECKER,  
J. H. CAMPBELL.

Council Joint Memorial No. 2 was read and considered.

Mr. Mathews of Greer moved to postpone the further consideration of Council Joint Memorial No. 2, which motion was lost.

Mr. Wood offered the following amendment to Council Joint Memorial No. 2:

On page 3, in line 5, after the word "Oklahoma," strike out the words "immediate statehood with such boundaries," and insert in lieu thereof the words, "and the Indian Territory with one government immediate Statehood under such conditions."

Mr. Wood moved to adopt the amendment, which motion prevailed.

Mr. Jones moved to adopt Council Joint Memorial No. 2, as amended.

Mr. Alexander moved as a substitute that the consideration of Council Joint Memorial No. 2 be indefinitely postponed. The substitute was lost.

The original motion then prevailed.

The following messages from the Council were received:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 5, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of House Bills Nos. 99, 254, 43 and House Concurrent Resolution No. 3, which have been signed by the President, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 5, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of Council Bill No. 43 for Speaker's signature, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed Council Bill No. 43.

Mr. Brewer moved to suspend the rules and to consider House Bills Nos. 253 and 193 engrossed and place them on their third reading and final passage.

The motion prevailed.

House Bill No. 253 was read the third time.

The question being upon the final passage of House Bill No. 253, the Roll was called.

Ayes 22, nays 0, absent 4.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Mathews of Greer, Oliphant, Phelps and Wilkin.

House Bill No. 253 having received the required majority, passed.

House Bill No. 193 was read the third time.

The question being upon the final passage of House Bill No. 193, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Mathews of Greer, Phelps and Wilkin.

House Bill No. 193 having received the constitutional majority, passed.

Mr. Brewer moved to reconsider the vote by which House Bills Nos. 253 and 193 passed the House and that that motion lie upon the table.

The motion prevailed.

Mr. Embry moved that the Speaker appoint a Committee of three Members to confer with a like Committee from the Council in relation to House Bill No. 51.

The motion prevailed and the Speaker appointed Messrs. Oliphant, Allen and Wood.

Mr. Jones moved to refer back to their authors, petitions introduced in the House in relation to House Bill No. 235.

The motion prevailed.

Mr. Embry moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar, which motion prevailed.

The Speaker called Mr. Embry to the Chair.

The Committee of the Whole arose to receive the following Message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 6, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 8 which has passed the Council with amendments, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Embry, Chairman of the Committee of the Whole, made the following report:



Guthrie, Oklahoma Territory,  
March 6, 1901.

Mr. Speaker:

The Committee of the Whole, having had under consideration House Bills Nos. 182, 189, 168, 164, 153 and Council Bill No. 91, recommend that Council Bill No. 91 do pass as amended.

That House Bill No. 182 do pass.

That House Bill No. 189 do pass.

That House Bill No. 168 do pass as amended.

That House Bill No. 164 do pass.

Report progress upon House Bill No. 153 and ask leave to sit again.

JOHN EMBRY,  
Chairman.

Mr. Wood moved to adopt report, which motion prevailed.

Mr. Alexander moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

Your Committee on Engrossed and Enrolled Bills have had under consideration, House Bill No. 170, Substitute for House Bill No. 183 and 233, House Bill No. 92 and Council Joint Memorial No. 2, and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

Mr. Wilkin was excused for one hour.

The Speaker announced that he was about to sign Council Substitute for House Bill No. 92.

Mr. Hadley moved to recall to the House, Council Substitute for House Bill No. 92.

Mr. Jones raised the point of order that this could not be done for the reason that the Bill was before the House, having passed both the House and Council.

The point of order was sustained.

Mr. Hadley offered the following written protest:

Mr. Speaker:

I desire to offer my protest at this time to the signing of Council Substitute for House Bill No. 92, inasmuch as it does not seem to be what it purported to be as defined by its author at the time of its final passage.

J. W. HADLEY,

The Speaker announced that he had signed Council Substitute for House Bill No. 92.

### THIRD READING OF BILLS.

House Bill No. 170 was read the third time.

The question being upon the final passage of House Bill No. 170, the Roll was called.

Ayes 24, nays 1, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Nisbett. Absent, Phelps.

House Bill No. 170 having received the constitutional majority, passed.

Substitute for House Bills Nos. 183 and 233 was read the third time.

The question being upon the final passage of Substitute for House Bills Nos. 183 and 233, the Roll was called.

Ayes, 22, nays 0, absent 4.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Rogers, Scott, Seeley, Sniggs, Thomas, Vankirk, Wood and Mr. Speaker.

Absent, Hadley, Phelps, Reid and Wilkin.

Substitute for House Bills Nos. 183 and 233 having received the constitutional majority, passed.

The following message was received from the Governor:

Guthrie, Oklahoma Territory.

March 6, 1901.

To the Hon. Speaker and Members of the House of Representatives.  
Sixth Legislative Assembly:

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 254, being "An Act Relating to Unorganized Country."

I have also approved House Bill No. 99, being "An Act to Amend Section 28, of Chapter 51, General Section 3280, of the Statutes of 1893, and for Other Purposes."

I have also approved House Concurrent Resolution No. 3, and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,

C. M. BARNES,

Governor.

A message from the Governor, recommending certain legislation in relation to the Pan-American and Louisiana Purchase Expositions and the offices of Territorial Treasurer and Territorial Insurance Commissioner, was received and read.

Mr. Reid introduced House Bill No. 272. "An Act to Provide for the Selection of Depositories by the Territorial Treasurer for the Deposit and Collection of Drafts, Checks, Certificates of Deposit and Moneys That May Come into His Hands," which was read the first time by title.

Mr. Reid moved to suspend the rules and that House Bill No. 272 be read the second time.

The motion prevailed.

Mr. Reid moved to suspend the rules and that House Bill No. 272 be considered engrossed, read the third time and placed upon its final passage.

The motion prevailed.

House Bill No. 272 was read the third time.

The question being upon the final passage of House Bill No. 272, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews

of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk and Mr. Speaker.

Absent, Thomas, Wood and Wilkin.

House Bill No. 272 having received the constitutional majority, passed.

Mr. Alexander moved to reconsider the vote by which House Bill No. 272 passed the House, and that that motion lie upon the table.

The motion prevailed.

Mr. Oliphant introduced House Resolution No. 12 which was read as follows:

Resolved, That House Bill No. 167 be recalled from the Council, for further consideration by this House.

Mr. Oliphant moved to suspend the rules and that House Resolution No. 12 be adopted.

Mr. Wood moved as a Substitute that the Resolution lay over under the rules.

The Substitute prevailed.

Council amendments to House Bill No. 8 were read and considered.

Mr. Embry moved that the House refuse to concur in the Council's amendments to House Bill No. 8, which motion prevailed.

House Bill No. 7 was read the third time.

The question being upon the final passage of House Bill No. 7, the Roll was called.

Ayes 19, nays 6, absent 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Hadley, Nisbett, Scott and Wood.

Absent, Mr. Wilkin.

House Bill No. 7 having received the required majority, passed.

House Bill No. 36 was read the third time.

The question being upon the final passage of House Bill No. 36, the Roll was called.

Ayes 21, nays 2, absent 3.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, VanKirk, Wood and Mr. Speaker.

Those voting in the negative were Hadley and Mathews of Greer.

Absent, Brewer, Reid and Wilkin.

House Bill No. 36 having received the required majority, passed.

Mr. Embry moved to reconsider the vote by which House Bills Nos. 7 and 36 passed the House and that that motion lie upon the table.

The motion prevailed.

Mr. Embry moved to reconsider the vote by which the report of the Conference Committee on House Bill No. 51 was adopted.

The motion prevailed.

The Journal of the Fifty-Seventh Day was read, amended and approved.

Mr. Alexander moved that the House resolve itself into a Committee of the Whole for the consideration of Bills upon the Calendar.

The motion prevailed and the Speaker called Mr. Embry to the Chair.

Mr. Embry, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
March 6, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration Substitute for House Bill No. 153, recommend the same do pass as amended.

JOHN EMBRY,  
Chairman.

Mr. Embry moved to adopt the report, which motion prevailed.

Mr. Alexander moved to suspend the rules and that Substitute for House Bill No. 153 be considered engrossed, read the third time and placed upon its final passage.

The motion prevailed.

House Bill No. 153 Substitute was read the third time.

The question being upon the final passage of House Bill No. 153 Substitute, the Roll was called.

Ayes 19, nays 6, absent 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Seeley, Sniggs, VanKirk and Mr. Speaker.

Those voting in the negative were Brewer, Rogers, Scott, Thomas, Wilkin and Wood.

Absent, Mr. Mathews of Payne.

House Bill No. 153 Substitute having received the required majority, passed.

Mr. Alexander moved to suspend the rules and reconsider the vote by which House Bill No. 153 Substitute passed the House and that that motion lie upon the table.

The motion prevailed.

Mr. Brewer moved to suspend the rules, consider Council Bills Nos. 109 and 176 engrossed and place them on third reading and final passage.

The motion prevailed.

Council Bill No. 109 was read the third time.

The question being upon the final passage of Council Bill No. 109, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Mathews of Payne, Phelps and Wilkin.

Council Bill No. 109 having received the required majority, passed.

Council Bill No. 176 was read the third time.

The question being upon the final passage of Council Bill No. 176, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Mathews of Payne, Phelps and Wilkin.

Council Bill No. 176 having received the required majority, passed.

Mr. Brewer moved to reconsider the vote by which Council Bills Nos. 109 and 176 passed the House and that that motion lie upon the table.

The motion prevailed.

The Speaker announced the appointment of the following Special Committee, in accordance with the provisions of House Resolution No. 11: Messrs. Jones, Reid, Embry, Seeley, Hadley, Millard and Wood.

Mr. Reid moved to adjourn.

Mr. Oliphant moved to amend by adjourning to 7:30 P. M., Wednesday, March 6, 1901.

The amendment was lost.

The original motion then prevailed.

Approved March 7, 1901.

WALTER C. STEVENS,

Speaker.

H. F. ARDERY,  
Chief Clerk.

## FIFTY-NINTH DAY.

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Guthrie, Oklahoma Territory,  
Thursday, March 7, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair.

Owing to the absence of the Chaplain, prayer was dispensed with.

Roll call showed all members present.

Mr. Decker was excused for one-half hour.

The Journal of the Fifty-Eighth Day was read, amended and approved.

A petition from several citizens of Logan county requesting the passage of a bill providing \$2.00 per diem for jurors was received and filed.

Mr. Allen introduced several petitions from various points in Oklahoma requesting the passage of House Bill No. 210, which were received and filed.

Mr. Millard introduced several petitions from various points in Oklahoma requesting the repeal of the "Herd Law," which were received and filed.

The Sifting Committee, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
March 6, 1901.

Mr. Speaker:

Your Sifting Committee, having had under consideration all Council and House Bills now pending before this House, recommend the following Bills for consideration and passage in the order in which they are reported:

25—H.



House Bill No. 138, Council Bill No. 49, House Bill No. 188, House Bill No. 192, House Bill No. 172, House Bill No. 132, House Bill Sub. 150, House Bill No. 191, Substitute for House Bills No. 163, 147 and 68, House Bill No. 140, House Bill No. 227, Substitute House Bill No. 195 refer back to its author, House Bill No. 211, House Bill No. 176, House Bill No. 219, House Bill No. 250, House Bill No. 237, Substitute House Bill No. 37, House Bill No. 234, House Bill No. 238, House Bill No. 53, House Bill No. 197, House Bill No. 241, House Bill No. 236, House Bill No. 128, House Bill No. 239, Substitute Council Bill No. 3, Substitute Council Bill No. 60, Council Bill No. 179, House Bill No. 230, Council Bill No. 125, Council Bill No. 74, House Bill No. 251, House Bill No. 262.

C. G. JONES,  
Chairman.

The Committee on Enrolled and Engrossed Bills, by its Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

The Committee on Engrossed and Enrolled Bills have had under consideration House Bills Nos. 164, 168, 182, 189 and 155, Council Bill No. 91, and beg leave to submit same correctly engrossed.

F. R. ROGERS,  
Chairman.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its House Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bills Nos. 3, 126 and 128, and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Committee of Council.

F. R. ROGERS,  
Chairman Committee of House.

The Conference Committee, appointed to confer in regard to House Bill No. 51, made the following report:

Guthrie, Oklahoma Territory,  
March 7, 1901.

Mr. Speaker:

The Conference Committee appointed by the Council and House to confer about the amendments of the Council to House Bill No. 51, beg leave to report that the council insists on all of its amendments, and we have agreed that the House concur in all of the Council amendments to House Bill No. 51.

FREEMAN E. MILLER,  
JOHN B. HARRISON,  
Council Conferees.

M. W. ALLEN,  
R. E. WOOD,  
JOHN A. OLIPHANT,  
House Conferees.

Mr. Wood moved to adopt the report of the Committee, after some discussion upon Mr. Wood's motion.

Mr. Mathews of Greer moved the previous question, which motion prevailed.

The question being upon Mr. Wood's motion, the Roll was called.

Ayes 17, nays 6, absent 3.

Those voting in the affirmative were Allen, Brewer, Comp, Embry, Hadley, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Thomas, Wood and Mr. Speaker.

Those voting in the negative were Campbell, Decker, Ferguson, Millard, VanKirk and Wilkin. Absent, Alexander, Seeley, and Sniggs.

Mr. Speaker explained his vote as follows:

The gentleman from Lincoln has given the subject under consideration much attention and the original bill prepared and presented to him had my hearty approval. While the amendments are not satisfactory to me, it is apparent after two Conference Committees have earnestly endeavored to secure the original bill, that no such result can be reasonably expected. Believing the Bill far more just

to the colored and white people than the present law, with great reluctance, I vote "Aye."

MR. SPEAKER,

Mr. Oliphant explained his vote as follows:

I vote for this bill because it is the best that we can secure. I had hoped that this legislature would pass some measure which would be fair to both colored and white. This is better than the present law, and I feel it my duty to vote for the same.

JOHN A. OLIPHANT.

The motion prevailed.

Mr. Embry moved to suspend the rules and to reconsider the vote by which the report of the Conference Committee on House Bill No. 51 was adopted and that that motion lie upon the table.

The motion prevailed.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 7, 1901.

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of Council Bills Nos. 189 and 191 which have passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed House Bills Nos. 3, 126 and 128.

Mr. Millard introduced House Bill No. 273.

"An Act Legalizing the Location of the Waukomis Cemetery," which was read the first time by title.

Mr. Millard moved to suspend the rules and place House Bill No. 273 upon second reading and refer it to the Sifting Committee.

The motion prevailed and House Bill No. 273 was read the second time and referred to the Sifting Committee.

Council Bill No. 189, by Mr. Foster.

"An Act Legalizing the Warrants Issued by School district No. 83 of Oklahoma County," was read the first time by title.

Mr. Seeley moved to suspend the rules and that Council Bill No. 189 be read the second time and referred to the Sifting Committee.

The motion prevailed.

Council Bill No. 189 was read the second time and referred to the Sifting Committee.

### THIRD READING OF BILLS.

Substitute for House Bill No. 155 was read the third time.

The question being upon the final passage of House Bill No 155, the Roll was called.

Ayes 16, nays 8, absent 2.

Those voting in the affirmative were Allen, Brewer, Campbell, Comp, Decker, Ferguson, Hadley, Mathews of Payne, Millard, Nisbett, Oliphant, Scott, Seeley, Thomas, VanKirk and Wood.

Those voting in the negative were Alexander, Embry, Jones, Mathews of Greer, Reid, Rogers, Wilkin and Mr. Speaker.

Absent, Phelps and Sniggs.

Substitute for House Bill No. 155 having received the required majority, passed.

House Bill No. 189 was read the third time.

The question being upon the final passage of House Bill No. 189, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Brewer, Phelps and Sniggs.

House Bill No. 189 having received the required majority, passed.

House Bill No. 164 was read the third time.

The question being upon the final passage of House Bill No. 164, the Roll was called.

Ayes 17, nays 6, absent 3.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Ferguson, Hadley, Jones, Mathews of Greer, Mathews

of Payne, Millard, Oliphant, Scott, Thomas VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Allen, Embry, Nisbett, Reid, Rogers and Seeley.

Absent, Brewer, Phelps and Sniggs.

House Bill No. 164 having received the constitutional majority, passed.

House Bill No. 182 was read the third time.

The question being upon the final passage of House Bill No. 182, the Roll was called.

Ayes 17, nays 6, absent 3.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Oliphant, Rogers, Seeley, VanKirk, Wood and Mr. Speaker.

Those voting in the negative were Mathews of Payne, Nisbett, Reid, Sniggs, Thomas and Wilkin.

Absent, Brewer, Phelps and Scott.

House Bill No. 182 having received the required majority, passed.

House Bill No. 168 was read the third time.

The question being upon the final passage of House Bill No. 168, the Roll was called.

Ayes 22, nays 2, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Mathews of Greer and Reid.

Absent, Phelps and Scott.

House Bill No. 168 having received the required majority, passed.

Council Bill No. 91 was read the third time.

The question being upon the final passage of Council Bill No. 91, the Roll was called.

Ayes 20, nays 6.

Those voting in the affirmative were Alexander, Allen, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Mil-

lard, Nisbett, Oliphant, Phelps, Reid, Scott, Sniggs, Thomas, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Brewer, Campbell, Mathews of Greer, Rogers, Seeley and VanKirk.

Council Bill No. 91 having received the required majority, passed.

Mr. Embry moved to suspend the rules and to reconsider the votes by which House Bills Nos. 155, 189, 164, 182 and 168 and Council Bill No. 91 passed the House and that that motion lie upon the table.

The motion prevailed.

Mr. Jones offered the following written motion, which prevailed.

That debate on all bills reported favorably by the Sifting Committee be limited to two minutes for each member on each motion.

By unanimous consent, Mr. Wood introduced House Bill No. 274.

"An Act to Create a High School in School District No. 34, to be Known as Earlsboro High School, and to Provide for the Appointment and Election of Officers Therefor," which was read the first time by title.

Mr. Wood moved to suspend the rules and that House Bill No. 274 be read the second time and referred to the Sifting Committee.

The motion prevailed.

House Bill No. 274 was read the second time and referred to the Sifting Committee.

Mr. Oliphant moved that the House resolve itself into a Committee of the Whole for the consideration of Bills favorably reported by the Sifting Committee.

The motion prevailed and the Speaker called Mr. Oliphant to the Chair.

The Committee of the Whole arose to receive the following Messages from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 7, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council has adopted report of

Conference Committee on House Bill No. 51, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 7, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council has adopted report of Conference Committee on House Bill No. 51, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Mr. Oliphant, Chairman of the Committee of the Whole, made the following report:

Guthrie, Okla., March 7, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration House Bills Nos. 138, 188, 192, 172, 132, 191, 243 and 150 and Council Bill No. 49, recommend that House Bill No. 138 do pass as amended.

That Council Bill No. 49 do pass.

That House Bill No 188 do pass as amended.

That House Bill No. 192 do pass.

That House Bill No. 172 do pass

That House Bill No. 132 do pass.

That House Bill No. 150 do pass.

That House Bill No 191 do pass

That House Bill No. 243 do not pass.

JOHN A. OLIPHANT,  
Chairman.

Mr. Alexander moved to adopt the report, which motion prevailed.

Mr. Oliphant moved to adjourn, which motion prevailed.

AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

Mr. Oliphant moved to suspend the rules and that House Bills Nos. 132, 191, 273, 150, 188, 192, 172 and 138 and Council Bill No. 49 be considered engrossed, read the third time and placed on their final passage.

The motion prevailed.

### THIRD READING OF BILLS.

House Bill No. 138 was read the third time.

The question being upon the final passage of House Bill No. 138, the Roll was called.

Ayes 20, nays 1, absent 5.

Those voting in the affirmative were Allen, Campbell, Comp, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Sniggs, VanKirk, Wood and Mr. Speaker.

Voting in the negative, Thomas.

Absent, Alexander, Allen, Decker, Seeley and Wilkin.

House Bill No. 138 having received the required majority, passed.

Mr. Embry moved to suspend the rules and to reconsider the vote by which House Bill No. 138 passed the House and that that motion lie upon the table.

The motion prevailed.

Council Bill No. 49 was read the third time.

The question being upon the final passage of Council Bill No. 49, the Roll was called.

Ayes 18, nays 4, absent 4.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Scott, Seeley, VanKirk, Wilkin and Wood.

Those voting in the negative were Reid, Rogers, Sniggs and Mr. Speaker.

Absent, Brewer, Mathews of Payne, Thomas and Wilkin.

Council Bill No. 49 having received the required majority, passed.

Mr. Oliphant moved to suspend the rules and to reconsider the vote by which Council Bill No. 49 passed the House and that that motion lie upon the table.



The motion prevailed.

House Bill No. 188 was read the third time.

The question being upon the final passage of House Bill No. 188, the Roll was called.

Ayes 17, nays 7, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Jones, Mathews of Payne, Millard, Nisbett, Phelps, Reid, Seeley, VanKirk, Wood and Mr. Speaker.

Those voting in the negative were Ferguson, Hadley, Mathews of Greer, Rogers, Scott, Sniggs and Thomas.

Absent, Oliphant and Wilkin.

House Bill No. 188 having received the constitutional majority, passed.

Mr. Wood moved to suspend the rules and to reconsider the vote by which House Bill No. 188 passed the House and that that motion lie upon the table.

The motion prevailed.

House Bill No. 192 was read the third time.

The question being upon the final passage of House Bill No. 192, the Roll was called.

Ayes 22, nays 1, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Wood and Mr. Speaker.

Voting in the negative, Mr. VanKirk.

Absent, Mathews of Payne, Oliphant and Wilkin.

House Bill No. 192 having received the required majority, passed.

Mr. Embry moved to suspend the rules and to reconsider the vote by which House Bill No. 192 passed the House and that that motion lie upon the table.

The motion prevailed.

House Bill No. 172 was read the third time.

The question being upon the final passage of House Bill No. 172, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Mathews of Payne.

House Bill No. 172 having received the required majority, passed.

Substitute for House Bill No. 150 was read the third time.

The question being upon the final passage of Substitute for House Bill No. 150, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Vankirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Mathews of Payne.

Substitute for House Bill No. 150 having received the required majority, passed.

Mr. Decker moved to suspend the rules and to reconsider the vote by which House Bills Nos. 172 and 150 passed the House and that that motion lie upon the table.

The motion prevailed.

House Bill No. 191 was read the third time.

The question being upon the final passage of House Bill No. 191, the Roll was called.

Ayes 24, nays 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Decker and Seeley.

House Bill No. 191 having received the constitutional majority, passed.

Mr. Millard moved to suspend the rules and to reconsider the vote by which House Bill No. 191 passed the House and that that motion lie upon the table.

The motion prevailed.

House Bill No. 132 was read the third time.

The question being upon the final passage of House Bill No. 132, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 132 having received the constitutional majority, passed.

Mr. Alexander moved to suspend the rules and to reconsider the vote by which House Bill No. 132 passed and that that motion lie upon the table.

The motion prevailed.

Mr. Millard moved to suspend the rules, consider House Bill No. 273 Engrossed and place it upon its third reading and final passage.

The motion prevailed.

House Bill No. 273 was read the third time.

The question being upon the final passage of House Bill No. 273, the Roll was called.

Ayes 26, nays 0.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

House Bill No. 273 having received the required majority, passed.

Mr. Millard moved to suspend the rules and to reconsider the vote by which House Bill No. 273 passed the House and that that motion lie upon the table.

The motion prevailed.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 7, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council insists on its amend-

ments to House Bill No. 8 and requests conference thereon, having appointed as conferees, Councilors Miller, Foster and Woolsey, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Mr. Oliphant moved that the Chair at this time appoint a Committee of three members to confer with the like Committee from the Council on House Bill No. 8. The motion prevailed and the Speaker appointed Messrs. Oliphant, Wilkin and Phelps as the Special Committee.

Mr. Alexander moved to place House Bill No. 154 upon the Calendar for favorable consideration, which motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills favorably reported by the Sifting Committee. The motion prevailed and the Speaker called Mr. Jones to the Chair.

The Committee of the Whole arose to receive the following Message from the Council:

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., March 7, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copy of Council Bill No. 186 which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

The Committee of the Whole arose to receive the following messages from the Governor:

Guthrie, Okla., March 7, 1901.

To the Hon. President of the Council, Speaker of the House, and Members of the Sixth Legislative Assembly:

Gentlemen:

In my communication to you on January 9th last, speaking of the Public Building fund, I suggested "that in case no provision is made for the use of this fund in the near future, you will provide by

law for its safe investment in reliable interest bearing securities." As the session nears its close and no provision has been made for the use of this fund, I earnestly recommend that you will enact a law providing that the amount of public building fund now in the treasury and that which may be collected during the next two years, may be invested in Territorial five per cent. interest bearing warrants in the order of their registration.

Very respectfully yours,  
C. M. BARNES,  
Governor.

Guthrie, Okla., March 7, 1901.

To the Hon. Speaker and Members of the House of the Sixth Legislative Assembly:

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 43. "An Act to Amend Sections 1, 2 and 3, of Chapter 31, of the Session Laws of Oklahoma of 1897, and for Other Purposes," and have transmitted the same to the office of the Territorial Secretary.

Very respectfully yours,  
C. M. BARNES,  
Governor.

Mr. Jones, Chairman of the Committee of the Whole, made the following report:

Guthrie, Okla., March 7, 1901.

Mr. Speaker:

The Committee of the Whole having had under consideration Council Substitute for House Bills Nos. 163, 147 and 68, House Bills Nos. 140, 195, 227, 211, 176, 250 237, 37, 234, 238, 53, 197, 241 and 219 and Council Bill No. 126, recommend that Council Substitute for House Bills Nos. 163, 147 and 68 do pass.

That the enacting clause of House Bill No. 140 be stricken out.

That House Bill No. 195 do pass as amended.

That House Bill No. 227 do pass.

That House Bill No. 211 do pass.

That House Bill No. 176 do pass.

That House Bill No. 250 do pass.

That House Bill No. 237 do pass.  
That House Bill No. 37 do pass.  
That House Bill 234 do pass.  
That House Bill 238 do pass.  
That House Bill No. 53 do pass as amended.  
That House Bill No. 197 do pass as amended.  
That House Bill No. 241 do pass.  
That House Bill No. 126 do pass.  
That House Bill No. 219 do pass as amended.

C. G. JONES,  
Chairman.

Mr. Jones moved to adopt the report, which motion prevailed.

Mr. Brewer moved to adjourn.

Mr. Mathews of Greer moved to amend by adjourning until 7:30

P. M.

The amendment was lost.

The original motion then prevailed.

Approved March 8, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
Chief Clerk.

## SIXTIETH DAY.

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Guthrie, Oklahoma Territory,  
Friday, March 8, 1901.

### MORNING SESSION.

At 9 o'clock A. M. the House was called to order pursuant to adjournment, with Speaker Stevens in the Chair

Prayer by the Chaplain.

Roll call showed all members present.

The Journal of the Fifty-Ninth Day was read, amended and approved.

The Sifting Committee, by its Chairman, Mr. Jones, made the following report:

Guthrie, Oklahoma Territory,  
March 8, 1901.

Mr. Speaker:

Your Sifting Committee having had under consideration all Council and House Bills now pending before this House, recommend the following bills for consideration and passage in the order in which they are reported:

House Bill No. 269, Council Bill No. 133, Council Bill No. 92, Council Bill No. 186, Council Bill No. 141, Council Bill No. 189, Council Bill No. 111, House Bill No. 274, House Bill No. 259, House Bill No. 266, House Bill No. 220, House Bill No. 268, House Bill No. 159, Substitute for House Bill No. 231, House Bill No. 139, House Bill No. 154.

C. G. JONES,  
Chairman.

Mr. Embry introduced House Bill No. 275.

"An Act Providing for the Investment of the Public Building Fund of the Territory of Oklahoma," which was read the first time by title.

Mr. Embry moved to suspend the rules and to place House Bill No. 275 upon second reading.

The motion prevailed.

Mr. Embry moved to suspend the rules, consider House Bill No. 275 engrossed and placed upon its third reading and final passage.

House Bill No. 275 was read the third time.

The question being upon the final passage of House Bill No. 275, the Roll was called.

Ayes 24, nays 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Thomas and Wood.

House Bill No. 275 having received the required majority, passed.

Mr. Embry moved to suspend the rules and to reconsider the vote by which House Bill No. 275 passed the House and that that motion lie upon the table.

The motion prevailed.

Mr. Wood moved to suspend the rules and to consider House Bill No. 274 Engrossed and to place it upon its third reading and final passage.

The motion prevailed.

House Bill No. 274 was read the third time.

The question being upon the final passage of House Bill No. 274, the Roll was called.

Ayes 21, nays 0, absent 5.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Decker, Embry, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Comp, Ferguson, Scott, Seeley and Wilkin.

House Bill No. 274 having received the required majority, passed.

Mr. Wood moved to suspend the rules and to reconsider the vote by which House Bill No. 274 passed the House and that that motion lie upon the table.



The motion prevailed.

The Speaker announced that he had signed House Bills Nos. 51 and 265.

Mr. Decker moved to suspend the rules, consider Council Bill No. 186 Engrossed and place it upon its third reading and final passage.

The motion prevailed.

Council Bill No. 186 was read the third time.

The question being upon the final passage of Council Bill No. 186, the Roll was called.

Ayes 21, nays 1, absent 4.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Decker, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Campbell.

Absent, Embry, Hadley, Nisbett and Sniggs.

Council Bill No. 186 having received the required majority, passed.

Mr. Decker moved to suspend the rules and to reconsider the vote by which Council Bill No. 186 passed the House and that that motion lie upon the table.

The motion prevailed.

Mr. Mathews of Greer moved to suspend the rules and to place Council Bills Nos. 126 and 125 upon third reading and final passage and to suspend the rules and to consider House Bills Nos. 236, 176 and 197 Engrossed and place them upon third reading and final passage.

The motion prevailed.

Council Bill No. 126 was read the third time.

The question being upon the final passage of Council Bill No. 126, the Roll was called.

Ayes 22, nays 0, absent 4.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Allen, Brewer, Nisbett and Wilkin.

Council Bill No. 126 having received the constitutional majority, passed.

House Bill No. 236 was read the third time.

The question being upon the final passage of House Bill No. 236, the Roll was called.

Ayes 16, nays 10.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Embry, Ferguson, Jones, Millard, Oliphant, Reid, Rogers, Seeley, Sniggs, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Allen, Brewer, Hadley, Mathews of Greer, Mathews of Payne, Nisbett, Phelps, Scott, Thomas and Wood.

House Bill No. 236 having received the required majority, passed.

Council Bill No. 125 was read the third time.

The question being upon the final passage of Council Bill No. 125, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, Wilkin, Wood and Mr. Speaker.

Absent, Mathews of Payne, Scott and VanKirk.

Council Bill No 125 having received the required majority, passed.

House Bill No. 176 was read the third time.

The question being upon the final passage of House Bill No. 176, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, Wood and Mr. Speaker.

Absent, Phelps, VanKirk and Wilkin.

House Bill No. 176 having received the required majority, passed.

House Bill No. 197 was read the third time.

The question being upon the final passage of House Bill No. 197, the Roll was called.

Ayes 24, nays 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Hadley and Nisbett.

House Bill No. 197 having received the required majority, passed.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma Territory,  
March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council refuses to concur in House amendments to Council Bill No. 129, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Phelps moved that the House recede from its amendments to Council Bill No. 129.

Mr. Embry moved to indefinitely postpone further consideration of Council Bill No. 129.

Upon which motion, Mr. Reid raised the point of order that the House could only recede from its amendments or refuse to recede, which point of order was by the Speaker sustained.

Mr. Embry appealed from the decision of the Chair.

The House then sustained the decision of the Chair.

Mr. Alexander moved the previous question.

Mr. Jones moved to lay that motion upon the table.

Mr. Reid raised the point of order that a motion to lay the previous question upon the table is not susceptible of being laid upon the table.

The point of order was not sustained.

Mr. Reid appealed from the decision of the Chair and the House reversed the decision of the Speaker.

Mr. Embry moved that the House adjourn without day, which motion was lost.

The question being upon Mr. Alexander's motion for the previous question, the Roll was called.

Ayes 17, nays 9.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Millard, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Scott and Wood.

The Speaker announced that the motion, not having received a two thirds majority, was lost.

Mr. Reid appealed from the decision of the Chair.

Mr. Wood raised the point of order that it was not the Speaker's decision, but the decision of the House record vote.

The point of order was by the Speaker overruled.

The question being upon Mr. Reid's appeal, the decision of the Speaker was reversed.

Mr. Wood moved to adjourn sine die, which motion was lost.

Mr. Embry moved that the House resolve itself into a Committee of the Whole for the consideration of Bills favorably reported by the Sifting Committee.

The motion was lost.

The question then being upon Mr. Phelps's motion that the House recede from its amendments to Council Bill No. 129, the Roll was called.

Ayes 17, nays 9.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Ferguson, Hadley, Millard, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Brewer, Embry, Jones, Mathews of Greer, Mathews of Payne, Nisbett, Oliphant, Scott and Wood.

Mr. VanKirk explained his vote as follows:

**Mr. Speaker:**

I desire to explain my vote. As a number of the members know at the time this House convened, I was personally against the loca-

tion of any institution and against excessive appropriations for any purpose. The gentlemen who are now voting in the negative for reasons best known to themselves, with the utmost haste, urged forward and pushed to final passage extremely large appropriations for the various educational institutions, not beyond the need of, perhaps, but far beyond the ability of the Territory to pay without serious detriment at this time, and against which I raised my voice and recorded my vote in humble protest, for the appropriations the minority upon this question are largely responsible. The institutions provided for by this bill do not call for a single dollar of direct taxation. The necessity for the Territory caring for its deaf, dumb, blind, incorrigibles and unfortunates as well as insane and prisoners is apparent to all. Private individuals have been reaping large rewards from private contracts for the performance of this task, and there is no good reason why nearly 500,000 people of our attainment and wealth should not own its own institutions. The saving to the Territory in this direction will contribute liberally toward the cost of the buildings required. I believe that since the territory must necessarily assume the burden of caring for its own unfortunates and prisoners, that it is best to own the buildings and appurtenances in which they may be cared for, especially so when the funds ready to nearly complete the work lie idle in the Territorial Treasury, without means of investing the same. For these reasons, with others, I listen to the voice of the people whom I represent, and respecting their wishes, and not my individual judgment, I vote "Aye."

D. H. VANKIRK,

The motion prevailed.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of House Bills Nos. 265, 51, 128, 126 and 3 which have been signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 275 which has passed the Council. Also Enrolled Copy of Council Bill No. 109, to be signed by the Speaker, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of Council Bills Nos. 91 and 176, for signature of Speaker, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Jones moved to adjourn, which motion prevailed.

#### AFTERNOON SESSION.

At 2 o'clock P. M. the House was called to order by Speaker Stevens.

The Speaker signed Council Bills Nos. 91 and 176.

#### THIRD READING OF BILLS.

Substitute for House Bills Nos. 163, 147 and 68 was read the third time.

The question being upon the final passage of Substitute for House Bills Nos. 163, 147 and 68, the Roll was called.

Ayes 19, nays 3, absent 4.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Rogers, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Brewer, Hadley and Thomas. Absent, Mathews of Payne, Reid, Scott and Allen.

Substitute for House Bills Nos. 163, 147 and 68 having received the required majority, passed.

Mr. Embry moved to suspend the rules and to reconsider the vote by which Substitute for House Bills Nos. 163, 147 and 68 passed the House and that that motion lie upon the table.

The motion prevailed.

The Speaker announced that he had signed Council Bill No. 109.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bills Nos. 253, 146, 89, 133, 144, 27, 181 and Council Bill No. 162, which have passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 173 which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Oklahoma, March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copy of House Bill No. 152 which has passed the Council with amendments, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that Council refuses to concur in House amendments to Council Joint Memorial No. 2, and ask conference, having appointed as conferees, Councilors Miller, Clarke and Winkler, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Wood moved that the Speaker appoint a committee of three members to confer with the like Committee of the Council in relation to Council Joint Memorial No. 2.

The motion prevailed and the Speaker appointed Messrs. Wood, Alexander and Seeley.

House Bill No. 195 was read the third time.

The question being upon the final passage of House Bill No. 195, the Roll was called.

Ayes 17, nays 7, absent 2.

Those voting in the affirmative were Alexander, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Millard, Oliphant, Phelps, Reid, Rogers, Sniggs, VanKirk, Wilkin and Wood.

Those voting in the negative were Allen, Brewer, Hadley, Nisbett, Seeley, Thomas, VanKirk and Mr. Speaker.

Absent, Mathews of Payne and Scott.

House Bill No. 195 having received the required majority, passed.

House Bill No. 219 was read the third time.

The question being upon the final passage of House Bill No. 219, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Jones and Mathews of Payne.



House Bill No. 219 having received the required majority, passed.

The House Conference Committee on House Bill No. 8, by its Chairman, Mr. Oliphant, made a report which was adopted.

House Bill No. 211 was read the third time.

The question being upon the final passage of House Bill No. 211, the Roll was called.

Ayes 23, nays 2, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Hadley and Nisbett.

Absent, Mr. Mathews of Payne.

House Bill No. 211 having received the required majority, passed.

House Bill No. 227 was read the third time.

The question being upon the final passage of House Bill No. 227, the Roll was called.

Ayes 20, nays 2, absent 4.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Embry, Ferguson, Jones, Mathews of Greer, Millard, Oliphant, Phelps, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Hadley and Nisbett.

Absent, Decker, Mathews of Payne, Reid and Rogers.

House Bill No. 227 having received the required majority, passed.

House Bill No. 37 was read the third time.

The question being upon the final passage of House Bill No. 37, the Roll was called.

Ayes 24, nays 1, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Reid.

Absent, Mr. Mathews of Payne.

House Bill No. 37 having received the required majority, passed.

Council's amendments to House Bill No. 152 were read.

Mr. Embry moved that the House concur in the amendments.

The question being upon the concurrence or non-concurrence in Council amendments to House Bill No. 152, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Mathews of Payne.

Council amendments to House Bill No. 152 having received the required majority, were adopted.

House Bill No. 238 was read the third time.

The question being upon the final passage of House Bill No. 238, the Roll was called.

Ayes 23, nays 2, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative, Campbell and Hadley.

Absent, Mr. Mathews of Payne.

House Bill No. 238 having received the required majority, passed.

The following message was received from the Governor:

March 8, 1901.

To the Hon. Speaker and Members of the House of Representatives of the Sixth Legislative Assembly:

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 3, being "An Act for the Prevention of Misappropriations of Public Funds, and for the Recovery of Money and Property of Public Corporations Unlawfully Paid Out or Transferred."

Also, House Bill No. 51, being "An Act Providing for the Establishment and Maintenance of Separate Schools for White and Colored Children, and for Other Purposes."

Also, House Bill No. 265, being "An Act to Encourage the Feeding of Live Stock," and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,

C. M. BARNES,  
Governor.

House Bill No. 53 was read the third time.

The question being upon the final passage of House Bill No. 53, the Roll was called.

Ayes 13, nays 12, absent 1.

Those voting in the affirmative were Allen, Campbell, Comp, Embry, Jones, Mathews of Greer, Mathews of Payne, Oliphant, Phelps, Reid, Rogers, Sniggs and Wood.

Those voting in the negative were Alexander, Decker, Ferguson, Hadley, Millard, Nisbett, Scott, Seeley, Thomas, VanKirk, Wilkin and Mr. Speaker.

Absent, Mr. Brewer.

House Bill No. 53 having received the required majority, passed.

House Bill No. 234 was read the third time.

The question being upon the final passage of House Bill No. 234, the Roll was called.

Ayes 21, nays 4, absent 1.

Those voting in the affirmative were Allen, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Brewer, Hadley, Thomas and VanKirk.

Absent, Mr. Alexander.

House Bill No. 234 having received the required majority, passed.

House Bill No. 241 was read the third time.

The question being upon the final passage of House Bill No. 241, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of

Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wood and Mr. Speaker.

Absent, Hadley and Wilkin.

House Bill No. 241 having received the required majority, passed.

Mr. Embry moved to suspend the rules and to reconsider the respective votes by which Substitute for House Bills Nos. 163, 147 and 68 and House Bills Nos. 195, 219, 211, 227, 37, 238, 53, 234 and 241 and Council amendments to House Bill No. 152 were passed and that that motion lie upon the table.

The motion prevailed.

Mr. Jones moved that the House resolve itself into a Committee of the Whole for the consideration of Bills favorably reported by the Sifting Committee. The motion prevailed and the Speaker called Mr. Reid to the Chair.

The Committee of the Whole arose to receive the following Message from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 125, which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Reid, Chairman of the Committee of the Whole, made the following report:

Guthrie, Oklahoma Territory,  
March 8, 1901.

The Committee of the Whole having had under consideration Substitute for Council Bill No. 60, House Bills Nos. 239, 230, 251, 262, 154, 269, 259, 266, 220, 268, 159, 139 and Council Bills 74, 179, 133, 141, 92, 189 and 111 and Substitute for House Bill No. 231, recommend,

That Substitute for Council Bill No. 60 do pass.

That House Bill No. 239 do pass.

That House Bill No. 230 do pass.

That Council Bill No. 74 do pass.

That Council Bill No. 179 do pass.

That House Bill No. 251 do pass.

That House Bill No. 262 do pass.

That House Bill No. 154 do pass as amended.

That House Bill No. 269 do pass.

That Council Bill No. 133 do pass.

That Council Bill No. 141 do pass.

That Council Bill No. 189 do pass.

That Council Bill No. 111 do not pass.

That Substitute for House Bill No. 23 do pass.

That House Bill No. 159 do pass.

THOS. R. REID,  
Chairman.

Mr. Reid moved to adopt the report, which motion prevailed.

Mr. Jones moved to suspend the rules and to place Council Bills Nos. 60, Substitute 74, 179, 133, 92, 141, 189 and 128 and House Bills Nos. 239, 230, 251, 262, 269 and 154 upon their third reading and final passage.

The motion prevailed.

Council Bill No. 60 Substitute was read the third time.

The question being upon the final passage of Council Bill No. 60 Substitute, the Roll was called.

Ayes 18, nays 1, absent 7.

Those voting in the affirmative were Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Rogers, Seeley, Thomas, VanKirk, Wilkin and Wood.

Voting in the negative, Mr. Speaker.

Absent, Alexander, Brewer, Mathews of Payne, Phelps, Reid, Scott and Sniggs.

Council Bill No. 60 Substitute having received the required majority, passed.

House Bill No. 239 was read the third time.

The question being upon the final passage of House Bill No. 239, the Roll was called.

Ayes 18, nays 4, absent 4.

Those voting in the affirmative were Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Seeley, VanKirk, Wilkin and Mr. Speaker.

Those voting in the negative were Mathews of Greer, Mathews of Payne, Thomas and Wood.

Absent, Alexander, Brewer, Scott and Sniggs.

House Bill No. 239 having received the required majority, passed.

House Bill No. 230 was read the third time.

The question being upon the final passage of House Bill No. 230, the Roll was called.

Ayes 20, nays 1, absent 5.

Those voting in the affirmative were Allen, Campbell, Comp, Decker, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Phelps, Reid, Rogers, Seeley, Sniggs, Thomas, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Embry.

Absent, Alexander, Brewer, Oliphant, Scott and VanKirk.

House Bill No. 230 having received the required majority, passed.

Council Bill No. 74 was read the third time.

The question being upon the final passage of Council Bill No. 74, the Roll was called.

Ayes 17, nays 7, absent 1, excused from voting 1.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Ferguson, Hadley, Mathews of Payne, Nisbett, Oliphant, Phelps, Reid, Rogers, Seeley, Thomas, VanKirk, Wilkin and Wood.

Those voting in the negative were Decker, Embry, Jones, Mathews of Greer, Millard, Sniggs and Mr. Speaker.

Excused from voting, Mr. Scott.

Absent, Mr. Brewer.

Council Bill No. 74 having received the required majority, passed.

Council Bill No. 179 was read the third time.

The question being upon the final passage of Council Bill No. 179, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Absent, Brewer and Wood.

Council Bill No. 179 having received the required majority, passed.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its House Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bills Nos. 199, 173 and 275 and report the same correctly enrolled.

**FREEMAN E. MILLER,**

Chairman Com. of Council.

**F. R. ROGERS,**

Chairman Com. of House.

The Speaker announced that he had signed House Bills Nos 199, 173 and 275.

House Bill No. 251 was read the third time.

The question being upon the final passage of House Bill No. 251, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Brewer and Mathews of Greer.

House Bill No. 251 having received the required majority, passed.

House Bill No. 262 was read the third time.

The question being upon the final passage of House Bill No. 262, the Roll was called.

Ayes 13, nays 8, absent 5.

Those voting in the affirmative were Allen, Campbell, Comp, Hadley, Millard, Phelps, Reid, Rogers, Seeley, Sniggs, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Decker, Embry, Mathews of Payne, Nisbett, Oliphant, Scott, Thomas and VanKirk.

Absent, Alexander, Brewer, Ferguson, Jones and Mathews of Greer.

House Bill No. 262 having received the required majority, passed.

House Bill No. 90 was read the third time.

The question being upon the final passage of House Bill No. 90, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Reid and Seeley.

House Bill No. 90 having received the required majority, passed.

House Bill No. 269 was read the third time.

The question being upon the final passage of House Bill No. 269, the Roll was called.

Ayes 20, nays 5, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Ferguson, Hadley, Jones, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Seeley, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Embry, Mathews of Greer, Nisbett, Scott and Thomas.

Absent, Mr. Sniggs.

House Bill No. 269 having received the required majority, passed.

Council Bill No. 133 was read the third time.

The question being upon the final passage of Council Bill No. 133, the Roll was called.

Ayes 22, nays 1, absent 3.

27—H.



Those voting in the affirmative were Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Nisbett.

Absent, Alexander, Brewer and Jones.

Council Bill No. 133 having received the required majority, passed.

Council Bill No. 92 was read the third time.

The question being upon the final passage of Council Bill No. 92, the Roll was called.

Ayes 19, nays 5, absent 2.

Those voting in the affirmative were Allen, Brewer, Comp, Decker, Embry, Ferguson, Hadley, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Campbell, Mathews of Greer, Mathews of Payne, Scott and Thomas.

Absent, Alexander and Jones.

Council Bill No. 92 having received the required majority, passed.

Council Bill No. 141 was read the third time.

The question being upon the final passage of Council Bill No. 141, the Roll was called.

Ayes 17, nays 6, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Oliphant, Reid, Seeley, Thomas, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Embry, Hadley, Nisbett, Scott, Sniggs and VanKirk.

Absent, Millard, Phelps and Rogers.

Council Bill No. 141 having received the constitutional majority, passed.

House Bill No. 154 was read the third time.

The question being upon the final passage of House Bill No. 154, the Roll was called.

Ayes 10, nays 15, absent 1.

Those voting in the affirmative were Alexander, Comp, Decker, Millard, Phelps, Reid, Rogers, Sniggs, VanKirk and Mr. Speaker.

Absent Mr. Seeley.

House Bill No. 154 having failed to receive the required majority, did not pass.

Council Bill No. 189 was read the third time.

The question being upon the final passage of Council Bill No. 189, the Roll was called

Ayes 23, nays 1, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Phelps, Reid, Rogers, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Thomas.

Absent, Nisbett and Scott.

Council Bill No. 189 having received the required majority, passed.

Council Bill No. 128 was read the third time.

The question being upon the final passage of Council Bill No. 128, the Roll was called.

Ayes 24, nays 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Campbell and Decker.

Council Bill No. 128 having received the required majority, passed.

Mr. Alexander moved to suspend the rules and that he be permitted to introduce House Bill No. 276. "An Act Fixing the Compensation of Jurors and Witnesses, and Prescribing the Manner of Their Payment and for Other Purposes."

The motion prevailed and House Bill No. 276 was read the first time.

Mr. Oliphant moved that the rules be suspended and that House Bill No. 276 be referred to a special Committee, to report not later than 7:30 P. M. March 8, 1901.

Mr. Jones moved to amend by recommending the appointment of Messrs. Alexander, Embry and Campbell. The original motion as amended by Mr. Jones then prevailed.

Mr. Oliphant moved to adjourn until 7:30 P. M. Friday, March 8, 1901, which motion prevailed.

**EVENING SESSION.**

At 7:30 o'clock P. M. the House was called to order pursuant to adjournment with Speaker Stevens in the Chair.

Mr. Alexander, Chairman of the Special Committee on House Bill No. 276, made the following report:

Guthrie, Oklahoma Territory,  
March 8, 1901.

Mr. Speaker:

Your Special Committee on House Bill No. 276 having had under consideration House Bill No. 276, beg leave to report a substitute and recommend the same do pass.

C. B. ALEXANDER,  
Chairman.

The following Message was received from the Governor:

Guthrie, Oklahoma Territory,  
March 8, 1901.

To the Hon. Speaker and Members of the House of Representatives  
Sixth Legislative Assembly:

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 128, being "An Act Amending Section 9, and Repealing Section 8, of Chapter 41, Session Laws of Oklahoma, 1895, Relating to Procedure Criminal."

Also House Bill No. 126, being "An Act to Amend Sections 1 and 2, of Chapter 1, of the Session Laws of Oklahoma 1895, Entitled, "An Act Authorizing Administrators and Guardians to Mortgage Real Estate of Intestates," and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,  
C. M. BARNES,  
Governor.

Mr. Alexander moved to suspend the rules and to consider House Bill No. 276 engrossed and place it upon its third reading and final passage.

The motion prevailed.

House Bill No. 276 was read the third time.

The question being upon the final passage of House Bill No. 276, the Roll was called.

Ayes 24, nays 0, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Rogers, Scott, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Reid and Seeley.

House Bill No. 276 having received the required majority, passed.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of House Bills Nos. 199, 275 and 173 signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives, Enrolled Copies of Council Bills Nos. 125, 186, 2, 129, which have passed both Houses and await signature of the Speaker, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bills Nos. 180, 152, 90, 130, 201, 120 and 125,

which have been signed by the President, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Engrossed Copies of House Bills No. 120, 180, 199 and 201, which have passed the Council which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives the information that the Council has agreed to House amendments to Council Bill No. 2, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bills Nos. 90 and 130 which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed House Bills Nos. 152, 201, 180, 125, 120 and 130.

Mr. Seeley moved to suspend the rules and to reconsider the respective votes by which Council Bills 60 Substitute, 74, 179, 133, 92, 141, 189 and 128, and House Bills Nos. 239, 230, 251, 262, 269 and 154 passed the House, and that that motion lie upon the table.

The motion prevailed.

The Speaker announced that he had signed Council Bills Nos. 125, 186, 2 and 129.

Mr. Embry moved to suspend the rules and that Committee Substitute for Council Bill No. 3 be considered engrossed, read the third time and placed upon its final passage.

The motion prevailed.

Committee Substitute for Council Bill No. 3 was read the third time.

The question being upon the final passage of Committee Substitute for Council Bill No. 3, the Roll was called.

Ayes 14, nays 12.

Those voting in the affirmative were Alexander, Campbell, Comp, Embry, Ferguson, Jones, Millard, Oliphant, Phelps, Reid, Rogers, Sniggs, Wood and Mr Speaker.

Those voting in the negative were Allen, Brewer, Decker, Hadley, Mathews of Greer, Mathews of Payne, Nisbett, Scott, Seeley, Thomas, VanKirk and Wilkin.

Committee Substitute for Council Bill No. 3, having received the required majority, passed.

The following messages were received from the Governor.

Territory of Oklahoma, Executive Office,

Guthrie, March 8, 1901.

The Hon. Speaker and Members of the House of Representatives  
Sixth Legislative Assembly:

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 173, Substitute for House Bill No. 24, being "An Act to Provide for the Payment for the Northwestern Normal School Building Located at Alva, Oklahoma Territory," and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,

C. M. BARNES,

Governor.

**Territory of Oklahoma, Executive Department****Guthrie, March 8, 1901.**

To the Hon. Speaker and Members of the House of Representatives Sixth Legislative Assembly:

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 120, being "An Act to be Entitled, 'An Act for the Support of the Poor of the Several Counties of the Territory of Oklahoma and to Establish and Maintain Asylums Therefor.'"

Also, House Bill No. 125, being "An Act to Amend Section 9, Article 17, Chapter 68, Statutes of Oklahoma 1893, Relating to Service of Subpoenas in Criminal Cases."

Also House Bill No. 130, being "An Act to Amend Section 2, Article 20, of Chapter 25, Statutes of 1893, Relating to Crimes and Punishments," and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,

**C. M. BARNES,**

**Governor.**

House Bill No. 268 was read the third time.

The question being upon the final passage of House Bill No. 268, the Roll was called.

Ayes 12, nays 12, absent 2.

Those voting in the affirmative were Brewer, Comp, Hadley, Mathews of Greer, Mathews of Payne, Millard, Oliphant, Reid, Seeley, Sniggs, Thomas and VanKirk.

Those voting in the negative were Campbell, Decker, Embry, Ferguson, Jones, Nisbett, Phelps, Rogers, Scott, Wilkin, Wood and Mr. Speaker.

Absent, Alexander and Allen.

House Bill No. 268 having failed to receive the required majority, did not pass.

Mr. Jones moved to suspend the rules and to consider House Bills Nos. 231, 259, 266, 220, 139 and 159 engrossed and place them upon their third reading and final passage.

The motion prevailed.

House Bill No. 231 was read the third time.

The question being upon the final passage of House Bill No. 231, the Roll was called.

Ayes 17, nays 3, absent 6.

Those voting in the affirmative were Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Phelps, Rogers, Seeley, Sniggs, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Mathews of Payne, Nisbett and VanKirk.

Absent, Alexander, Brewer, Oliphant, Reid, Scott and Thomas.

House Bill No. 231 having received the required majority, passed.

House Bill No. 259 was read the third time.

The question being upon the final passage of House Bill No. 259, the Roll was called.

Ayes 20, nays 1, absent 5.

Those voting in the affirmative were Alexander, Allen, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Phelps, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin and Mr. Speaker.

Voting in the negative, Mr. Mathews of Payne.

Absent, Brewer, Nisbett, Oliphant, Reid and Wood.

House Bill No. 259 having received the required majority, passed.

House Bill No. 266 was read the third time.

The question being upon the final passage of House Bill No. 266, the Roll was called.

Ayes 15, nays 9, absent 2.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Hadley, Mathews of Payne, Millard, Oliphant, Phelps, Scott, Seeley, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Campbell, Decker, Embry, Ferguson, Jones, Mathews of Greer, Rogers, Sniggs and Thomas.

Absent, Nisbett and Reid.

House Bill No. 266 having received the required majority, passed.

House Bill No. 220 was read the third time.



The question being upon the final passage of House Bill No. 220, the Roll was called.

Ayes 17, nays 4, absent 4, excused from voting 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Ferguson, Jones, Mathews of Payne, Oliphant, Phelps, Rogers, Scott, Seeley, Thomas, VanKirk and Mr. Speaker.

Those voting in the negative were Embry, Hadley, Mathews of Greer and Sniggs.

Excused from voting, Mr. Wood.

Absent, Millard, Nisbett, Reid and Wilkin.

House Bill No. 220 having received the required majority, passed.

House Bill No. 139 was read the third time.

The question being upon the final passage of House Bill No. 139, the Roll was called.

Ayes 12, nays 9, absent 4, excused from voting 1.

Those voting in the affirmative were Allen, Brewer, Campbell, Comp, Decker, Hadley, Mathews of Greer, Mathews of Payne, Rogers, Seeley, Thomas and VanKirk.

Those voting in the negative were Embry, Jones, Nisbett, Oliphant, Phelps, Scott, Sniggs, Wood and Mr. Speaker.

Excused from voting, Mr. Alexander.

Absent, Ferguson, Millard, Reid and Wilkin.

House Bill No. 139 having received the required majority, passed.

House Bill No. 159 was read the third time.

The question being upon the final passage of House Bill No. 159, the Roll was called.

Ayes 10, nays 13, absent 3.

Those voting in the affirmative were Alexander, Campbell, Comp, Ferguson, Jones, Phelps, Rogers, Seeley, Thomas and Wood.

Those voting in the negative were Allen, Brewer, Decker, Embry, Hadley, Mathews of Greer, Mathews of Payne, Nisbett, Phelps, Scott, Sniggs, VanKirk and Mr. Speaker.

Absent, Millard, Reid and Wilkin.

House Bill No. 159 not having received the required majority, did not pass.

House Bill No. 237 was read the third time.

The question being upon the final passage of House Bill No. 237, the Roll was called.

Ayes 23, nays 0, absent 3.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Mathews of Greer, Millard, Nisbett, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Jones, Mathews of Payne and Oliphant.

House Bill No. 237 having received the required majority, passed.

| House Bill No. 250 was read the third time.

The question being upon the final passage of House Bill No. 250, the Roll was called.

Ayes 25, nays 0, absent 1.

Those voting in the affirmative were Alexander, Allen, Brewer, Campbell, Comp, Decker, Embry, Ferguson, Hadley, Jones, Mathews of Greer, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Seeley, Sniggs, Thomas, VanKirk, Wilkin, Wood and Mr. Speaker.

Absent, Mr. Mathews of Payne.

House Bill No. 250 having received the required majority, passed.

Mr. Mathews of Payne moved to suspend the rules and to reconsider the respective votes by which House Bills Nos. 231, 259, 266, 220, 139, 159, 237 and 250 passed the House and that that motion lie upon the table.

The motion prevailed.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 111 which has passed the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 119 which has passed the Council. Also House Bill No. 167 which has passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr Speaker:

I have the honor of transmitting through you to the House of Representatives information that Council has adopted conference report on House Bill No. 8, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

By unanimous consent, Mr. Embry introduced House Bill No. 277, "An Act Making Appropriations for Display of Oklahoma Products at the St. Louis Exposition in 1903," which was read the first time by title.

Mr. Embry moved to suspend the rules and to place House Bill No. 277 upon its second reading. The motion prevailed and House Bill No. 277 was read the second time.

Mr. Embry moved to suspend the rules and to consider House Bill 277 engrossed and placed it upon its third reading and final passage

The motion prevailed.

The question being upon the final passage of House Bill No. 277, the Roll was called.

Ayes 18, nays 8.

Those voting in the affirmative were Alexander, Brewer, Campbell, Comp, Embry, Ferguson, Hadley, Jones, Millard, Oliphant, Phelps, Reid, Rogers, Stiggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Allen, Decker, Mathews of Greer, Mathews of Payne, Nisbett, Scott, Seeley and Thomas.

House Bill No. 277 having received the required majority, passed.

Mr. Oliphant moved to adopt the report of the conference Committee on House Bill No. 8. The Roll was called.

Ayes 19, nays 1, absent 5.

Those voting in the affirmative were Campbell, Comp, Decker, Embry, Ferguson, Jones, Mathews of Greer, Mathews of Payne, Millard, Nisbett, Oliphant, Phelps, Reid, Rogers, Scott, Sniggs, Thomas, VanKirk, and Mr. Speaker.

Voting in the negative, Mr. Wood.

Absent, Alexander, Allen, Hadley, Seeley and Wilkin.

Excused from voting Mr. Brewer.

The motion to adopt prevailed.

The following messages were received from the Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council has adopted conference report on Council Joint Memorial No. 2, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of Council Bills Nos. 74, 179 and 49 to be signed by the Speaker, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of

Representatives House Bill No. 257, which has passed the Council with amendments, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council has passed House Bill No. 257 with amendments and ask conference on same.

The Council has appointed Councilors Clarke, Woolsey, Winkler, Miller and Messall as conferees on part of the Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Mr. Reid moved that the Message be returned to the Council with a request for the return of the Council's amendments to House Bill No. 257.

The motion prevailed.

Mr. Embry moved to suspend the rules and to reconsider the vote by which House Bill No. 277 passed the House and that that motion lie upon the table.

The motion prevailed.

The Speaker announced that he had signed Council Bills Nos. 74, 179 and 49.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council has engrossed House Bill No. 257 and Council amendments thereto by having the same printed, all of which has been transmitted to your Honorable body, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Engrossed Bill No. 257. I again respectfully state that Council amendments thereto have not been separately engrossed by Council, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its House Chairman, Mr. Rogers, made the following report.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bills Nos. 27, 133, 89, 146, 181, 144, 253 and report same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.

F. R. ROGERS,  
Chairman Com. of House.

The Speaker announced that he had signed House Bills Nos. 174, 133, 89, Substitute 253, 181 and 27.

The following message was received from the Governor:

Territory of Oklahoma, Executive Department,  
Guthrie, March 8, 1901.

To the Hon. Speaker and Members of the House of Representatives  
Sixth Legislative Assembly.

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 180, being "An Act Authorizing the Board of County Commissioners of Kay County, Oklahoma Territory, to Change the Course of Spring Creek."

Also, House Bill No. 152, being "An Act to Amend Section 4, Chapter 8, of the Session Laws of Oklahoma 1897, and for Other

Purposes," and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,

C. M. BARNES,

Governor.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of Council Bills Nos. 92 and 189 for Speaker's signature, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of House Bills Nos. 111 and 167 which have been signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

The Speaker announced that he had signed Council Bills Nos. 92 and 189.

Council amendments to House Bill No. 257 were considered.

Mr. Reid moved that the House do not concur in Council amendments to House Bill No. 257 and that the Chair appoint a Committee of seven members to confer with a Committee from the Council in relation to House Bill No. 257.

The motion prevailed and the Speaker appointed as the Special Committee Messrs. Reid, Phelps, Millard, Mathews of Payne, Embry, Wood and Ferguson.

The Speaker announced that he had signed House Bills Nos. 167 and 111 Substitute.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of Council Bills No. 128 and 133 awaiting signature of Speaker, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of House Bills Nos. 146, 253, 181, 144, Substitute, 133, 89, 27 which have been signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed Council Bills Nos. 128 and 133.

The following message was received from the Governor:

Territory of Oklahoma, Executive Department,  
Guthrie, March 8, 1901.

To the Hon. Speaker and Members of the House of Representatives  
Sixth Legislative Assembly.

Gentlemen:

I have the honor to inform you that I have this day approved House Bill No. 146, being "An Act Amending Section 36, Article 9, Chapter 22, Statutes of Oklahoma 1893, Providing for the Time and Manner of Letting Contracts for the Construction and Erection of Court Houses and Jails."

Also, House Bill No. 181, being, "An Act to Prohibit the Sale or Giving Away of Intoxicating Liquors Within Two Miles of the



Sacred Heart Mission College Building," and have transmitted the same to the office of the Territorial Secretary.

Very respectfully,  
C. M. BARNES,  
Governor.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 231 which has passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives, Substitute for House Bills Nos. 163, 147 and 68 and 53 which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copies of House Bills Nos. 119, 268 and 53 signed by the President, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 8, and Substitute for House Bill No.

163, 147 and 68 signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,

Chief Clerk Council.

Mr. Alexander introduced House Concurrent Resolution No. 9, which was read and adopted.

Mr. Jones moved to suspend the rules, consider Council Bill No. 191, engrossed, and place it upon its third reading and final passage.

The motion prevailed.

Council Bill No. 191 was read the third time.

The question being upon the final passage of Council Bill No. 191, the Roll was called.

Ayes 17, nays 1, absent 8.

Those voting in the affirmative were Allen, Brewer, Campbell, Comp, Decker, Embry, Hadley, Jones, Mathews of Greer, Oliphant, Rogers, Seeley, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Voting in the negative, Mr. Thomas.

Absent, Alexander, Ferguson, Mathews of Payne, Millard, Nisbett, Phelps, Reid and Scott.

Council Bill No. 191 having received the required majority, passed.

Mr. Wood moved to reconsider the vote by which Council Bill No. 191 passed the House and that that motion lie upon the table.

The motion prevailed.

Mr. Mathews of Greer moved to suspend the rules and to consider Council Bill No. 20 engrossed and place it upon its third reading and final passage.

The motion was lost.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives, Council Joint Resolutions Nos. 4 and 5 and House

Concurrent Resolution No. 9, which have passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No 269, which has passed the Council, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Council Joint Resolution No. 4 was read and considered.

Mr. Campbell moved that the House refuse to concur therein and the motion prevailed.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of Council Joint Resolution No. 2, for Speaker's signature, which you will find attached.

Very respectfully yours,  
THOS. KEARSE,  
Chief Clerk Council.

Council Joint Resolution No. 5 was read.

Mr. Brewer moved to temporarily postpone further consideration of Council Joint Resolution No. 5, which motion prevailed.

The following message was received from the Governor:

Territory of Oklahoma, Executive Department,  
Guthrie, March 8, 1901.

To the Hon. Speaker and Members of the House of Representatives of the Sixth Legislative Assembly:

Gentlemen:

I have carefully considered the provisions of House Bill No. 199, being "An Act to Authorize the Construction of Additional

**Buildings and the Purchase of Additional Lands for the Territorial Normal School Located at Edmond."**

This Bill provides for the levy of a tax upon all taxable property of the Territory of Oklahoma of four-tenths of a mill on the dollar, each year, for the years 1901 and 1902. Estimating the taxable valuation of property in Oklahoma at Sixty Million Dollars for the year 1901 and at Seventy Million Dollars for the year 1902, this bill carries an appropriation of fifty-two thousand dollars, which the tax-payers of the Territory are required to pay within the next two years for this improvement. There is no man in the Territory who will do more than will I for the advancement and substantial betterment of educational institutions as necessities arise therefor; the enrollment of pupils at this school during the year 1900 was 322 and the building now in use is amply capable of accomodating a considerably larger number.

Having in view other measures that will increase the rate of taxation in our Territory, I am convinced that the proposed betterment at Edmond should be postponed for a few years, and therefore, I am constrained to return the same to you without my approval.

Very respectfully,

C. M. BARNES,

Governor.

Mr. Thomas introduced House Resolution No. 12 which was read as follows:

Resolved, by the Members of the House of this, the Sixth Legislature, that the thanks of this House are tendered to Walter C. Stevens for the able, impartial and dignified manner in which he has presiding over its deliberations and performed the arduous duties of the Chair.

Mr. Oliphant moved to adopt House Resolution No. 12, which motion prevailed.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,

Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of

Representatives Enrolled Copy of Council Bill No. 191 for Speaker's signature, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed Council Bill No. 191.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its House Chairman, Mr. Rogers, made the following report.

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bill No. 231 and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.

F. R. ROGERS,  
Chairman Com of House.

Report of Joint Committee of the Council and House on Enrolled and Engrossed Bills:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bill No. 8, Substitute for House Bills Nos. 163, 147 and 68 and report same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.

F. R. ROGERS,  
Chairman Com. of House.

Report of Committee of the Council and House on Enrolled and Engrossed Bills:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bill No. 119 and report same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.

F. R. ROGERS,  
Chairman Com. of House.

The Speaker announced that he had signed House Bills Nos. 119, 231 and Council Joint Memorial No. 2.

The Conference Committee on House Bill No. 257 made a report, which was rejected, and the same Committee was appointed for further conference on the same bill.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives House Bill No. 231 which has been signed by the President, which you will find attached.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that Council insists on its amendments to House Bill No. 257 and asks further conference. The Council has appointed as conferees, Councilors Winkler, Woolsey and Harrison.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

The Speaker announced that he had signed House Bills Nos. 269 and 53.

The Conference Committee on House Bill No. 257 made the following report:

To the President of the Council and the Speaker of the House:

We, the undersigned Conference Committee of the Council and the House, having had under consideration House Bill No. 257 and the Council amendments thereto, beg leave to report that the Council recedes from all its amendments except the following in

which the House concurs and we recommend the adoption of the report.

F. L. WINKLER,  
JOHN B. HARRISON,  
J. P. WOOLSEY,

On the part of the Council.

THOMAS R. REID,  
W. L. PHELPS,  
JOHN EMBRY,  
W. M. FERGUSON,  
J. L. MATHEWS,  
R. E. WOOD,  
RET. MILLARD,

On the part of the House.

That Section one of the House Bill be amended, by adding the following at the end thereof: "That the drawing of any warrant upon any fund after the appropriation herein made is exhausted, or the creating of any deficit, is hereby made a felony and punished accordingly, except as otherwise provided in this act."

Section 3 of House Bill. Change "Eight Hundred and Fifty" to "Five Hundred."

Section 4. In line 8, strike out "twenty-five" and insert "twenty-two." Section 5, stand as in House Bill. Section 6, stand as in House Bill. Section 7, stand as in House Bill. Section 8, same as in House Bill. Section 9, strike out all after the word "Territory" in line 9. Section 10, same as House Bill. Section 11 stand as House Bill; at the end thereof add: "It is also further provided that the Governor of the Territory of Oklahoma shall have authority and he is hereby directed, before the expiration of the present contract for the keeping and care of the insane of the Territory of Oklahoma, to make a new contract for the keeping and care of such insane until such time as an insane asylum for the Territory of Oklahoma may be so far completed that the officers thereof are ready to receive, treat and care for the insane of the Territory of Oklahoma, at which time the Governor of the Territory is hereby authorized and directed to transfer such insane from the place where they, at that time are kept, to the insane asylum for the Territory of Oklahoma,

Provided, the contract price for the care of each person shall not exceed \$200 per annum."

At the end of Section 12, add the following: "Provided, That whenever a penitentiary for the Territory of Oklahoma is so far completed that the Warden thereof is ready to receive, hold and care for prisoners of the Territory of Oklahoma, the Governor of said Territory is hereby authorized to transfer any prisoners who may be at that time in the penitentiary of the State of Kansas, at Lansing, Kansas, to the penitentiary of the Territory of Oklahoma.

Provided, further, that the sum of five thousand dollars, or as much thereof as may be needed, is hereby appropriated to pay the expense of such transfer of prisoners."

Section 21. Strike out the entire section.

Section 22. Insert at the end of the section, "Provided, that the board of directors of the Oklahoma Historical Society are hereby empowered to remove the headquarters and the collections of said Society from the University building at Norman, whenever, in their judgment a more suitable and safe place can be secured for the care and safe keeping of the property of the Society without incurring any additional indebtedness thereby. Provided, further, that whenever the Territory shall have a Capital building, the headquarters of such society shall be located in said Capital building."

Section 23, insert the following: "The Governor is hereby authorized to purchase for free distribution 5,000 copies of the Governor's report to the Secretary of the Interior for the year 1900, and not to exceed the sum of twelve hundred dollars is hereby appropriated for such purpose. Provided, no more shall be paid for such reports than they can be purchased for at the government printing office at Washington."

Insert as Section 24: "It shall be the duty of the Secretary of the Territory to direct and superintend the publication of the Journals of the Council and the House of the Legislative Assembly, and to require them to be printed in the most economical manner consistent with intelligent and proper work. The multiplication of lines or the breaking of proper sentences shall not be permitted, nor shall any unnecessary spacing or spreading of printed matter, whereby the measurement of the printer may be increased, be



allowed. The provisions of this Act shall also apply to the printing of the Session Laws of the Legislative Assembly, and to all other public documents."

Section 20. In line 26, strike out after "Pugh Deficiency" "seven hundred and fifty" and insert "one thousand." In line 29, after the figures "1901," insert the following: "For deficiencies in the Executive office, the sum of \$169.73. All deficiencies herein provided for shall be in full for all claims of that character against the Territory of Oklahoma. To J. C. Strang, Attorney General, as per vouchers filed in the office of the Auditor of the Territory, \$138.10. To the Leader Printing Company, \$6.50. To George Thornton, janitor, \$1.50. To N. F. Cheadle, \$9.25. To Albina Stevens, \$15.00. To Angie Penny, \$10.00. To Pabst Brewing Company, \$10.50. To R. G. Willis, \$5.50. To for ice, \$8.75."

At the end of Section 20, add the following. "Ellen Martin, Stenographer, \$30.00. To John C. Foster, expenses on Sub-Committee, \$10.00. To J. F. Todd, expenses on Sub-Committee, \$10.00. To Paul Truit, for stock killed by order of Sanitary Board, \$60.00. To Roy V. Hoffman as reimbursement for money expended in recruiting and providing sustenance for volunteers previous to muster of Company "K," First Territorial Regiment of U. S. Volunteers, \$180.59."

Section 13, Strike out the words "fourteen hundred" and insert "one thousand" in line 2. In line 17 and 18, strike out the words and figures "three hundred (\$300.00)" and insert the words "one thousand." In line 24, strike out "three" and insert "two." In lines 27 and 28, strike out "two" and insert "seven."

Section 14, in line 14, strike out "eighteen" and insert "fifteen."

Section 15. In line 5, change, "eighteen" to "fifteen." In line 6, strike out "three" and insert "two." In line 7, strike out "two" and insert "one." Strike out letter "S" in the word "members."

Section 16 same as House Bill.

Section 17 same as House Bill.

Section 18. In line 7, strike out "\$188" and insert "\$240;" in same section after the name "William English," strike out "\$120," and insert "\$180." At end of said Section, insert "J. L. Ferguson, rent for typewriter, \$6; Willie Dickens, Janitor, \$48."

Section 19, add at end of Section, "and clerk hire."

Section 25. In the publication of the Journal of the two Houses of the Legislative Assembly, the proceedings of each day shall be and constitute the official record of all the proceedings of the respective Houses. And no executive document, report, history of bills or resolutions, introduction of bills and action thereon or any other matter other than the above mentioned, shall appear in the respective Journals, except one general index in each Journal, and when the same matter is published more than once, and when the printer's forms can reasonably be used more than once, in making such publications, there shall be but one charge allowed for the composition of such matter.

Section 26. The Treasurer of the Territory, by and with the advice and approval of the Governor, may designate one or more banks in the Territory of Oklahoma to act as depositories for the deposit and collection of any drafts, checks or certificates of deposit or moneys that may come into his hands on account of any claims due the Territory. Each bank so designated as such depository shall be required to give securities, consisting of a bond signed by some surety company, authorized to do business in this Territory or by the depositing of United States bonds or Territorial, County and Municipal bonds in the Territory; such bonds and securities to be at least equal in amount to the amount of Territorial funds to be held in such depository at any time, the form and kind of such suretyship bond and the legality and validity of the securities shall be such as to satisfy the Treasurer of the Territory, and receive the approval of the Attorney General, and also the approval of the Governor of the Territory. The security to be so given and deposited with the said Treasurer shall be conditioned to secure the prompt collection of all drafts, checks, and certificates of deposit which may be delivered to such depository by the Territorial Treasurer for collection, and also for the keeping and prompt payment on the order or check of the Territorial Treasurer of all funds so collected and of all moneys so deposited, and also for the payment of all drafts or checks that may be issued to the Territorial Treasurer by such depository; such collections to be made and exchange to be furnished free of expense to the Territory. The proceeds of all drafts, checks and certificates of deposit or money which shall come into any depository, so selected as aforesaid, may be permitted to remain on deposit in such institu-

tion until such time as the Territorial Treasurer shall have occasion to use said funds in the conduct of his office. The Territorial Treasurer is hereby authorized and directed to enter into contract with such bank or banks as have been selected or may hereafter be selected, to act as depositories aforesaid for the payment of interest upon money so deposited therein. Such contracts to receive the approval of the Governor before they shall take effect; such interest to be paid on daily balances at the end of each month, and to be credited to the general revenue fund of the Territory. Each bank acting as a Territorial depository, shall at the close of each month's business, certify to the Auditor of the Territory, a true statement of the daily balances in said institution and belonging to the Territory at the close of each day's business together with a statement of the amount credited to the Territory at the end of such month.

Section 27. For the construction of such buildings as the Board of Regents of the Agricultural and Mechanical College at Stillwater may determine there is hereby appropriated out of any money in the Treasury, not otherwise appropriated, the sum of eight thousand dollars to be paid out by the Territorial Treasurer upon warrants duly drawn by the Territorial Auditor upon sworn vouchers therefor approved by the Board of Regents of said College.

Section 28. For expenses of the Board of Regents of the Agricultural and Mechanical College of the Normal Schools of the Territorial University for the years, 1901 and 1902, the sum of three hundred dollars per annum for each board. Provided, That any officer being a member ex-officio shall receive no per diem.

Insert as Section 29, "To Fred L. Wenner for money expended in gathering and compiling statistics, photographs, maps and other data for the annual report of the Governor for the past three years, the sum of one hundred dollars."

Insert as Section 30, "To the Adjutant General for his salary for the years, 1901 and 1902, the sum of seven hundred and twenty dollars per annum, and for contingent expenses of his office, for rent, light, fuel, stationery, etc., the sum of five hundred dollars for the years, 1901 and 1902.

Insert as Section 31, "There is hereby appropriated out of any funds in treasury of the Territory not otherwise appropriated, the sum of Twenty Thousand Dollars, or so much thereof as may be nec-

essary for the erection, leasing or renting and equipment of a building upon the grounds of the Louisiana Purchase Centennial Exposition at or near the City of St. Louis, in the State of Missouri, in the year 1903, said building to be erected, leased or rented by a commission to consist of three members to be appointed by the Governor. If the said commission find it to the best interests of the Territory to erect a building, they shall adopt plans and specifications therefor and after such plans and specifications have been decided upon, the said commission shall advertise for bids for the erection of the same, and shall let the contract for the erection to the lowest responsible bidder. After the erection of such building, the said commission shall take charge of the same, together with any exhibit that may be placed therein, shall employ such help as is absolutely needed for the care of the building and the exhibit, and shall adopt such rules and regulations as they deem necessary for the care and control thereof. The said commission shall elect one of their number as Chairman and another member as secretary; whose duty it shall be to approve all bills of expense, pay for the erection of the building, the salary of the commission and help, the cost of collecting, caring for and transporting of the said exhibit; Provided, that no warrant shall be drawn except upon vouchers duly sworn to; and no warrant shall be drawn for any amount in excess of the appropriation herein made. The said commissioners shall receive as compensation for their services, the sum of three dollars each per diem, when necessarily employed, together with actual expenses not to exceed two dollars per diem and they shall fix the compensation to be paid to such help as is necessary, in caring for the building and exhibit.

Number succeeding sections of House Bill to correspond with added sections.

Mr. Reid moved to adopt the conference Committee's report on House Bill No. 257. The Roll was called.

Ayes 17, nays 5, absent 4.

Those voting in the affirmative were Alexander, Allen, Brewer, Comp, Ferguson, Jones, Mathews of Payne, Millard, Nisbett, Phelps, Reid, Rogers, Sniggs, VanKirk, Wilkin, Wood and Mr. Speaker.

Those voting in the negative were Campbell, Decker, Hadley, Oliphant and Seeley.

Absent, Embry, Mathews of Greer, Scott and Thomas.

The motion to adopt conference report upon House Bill No. 257 therefore prevailed.

The Joint Committee of the Council and House on Enrolled and Engrossed Bills, by its House Chairman, Mr. Rogers, made the following report:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bill No. 265 and 51 and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.  
F. R. ROGERS,  
Chairman Com. of House.

Report of Joint Committee of the Council and House on Enrolled and Engrossed Bills:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Concurrent Resolution No. 9 and House Bills Nos. 53 and 269 and report the same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.  
F. R. ROGERS,  
Chairman Com. of House.

Report of Joint Committee of the Council and House on Enrolled and Engrossed Bills:

Mr. Speaker:

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined Council Bill No. 128 and report same correctly enrolled.

FREEMAN E. MILLER,  
Chairman Com. of Council.  
F. R. ROGERS,  
Chairman Com. of House.

Report of Joint Committee of the Council and House on Enrolled and Engrossed Bills:

**Mr. Speaker:**

The Joint Committee of the Council and House on Enrolled and Engrossed Bills have carefully examined House Bills Nos. 90, 120, 130, 125, 201, 152 and 180 and report same correctly enrolled.

**FREEMAN E. MILLER,**

Chairman Com. of Council.

**F. R. ROGERS,**

Chairman Com. of House.

The Speaker announced that he had signed Substitute for House Bills Nos. 163, 147 and 68 and House Bill No. 8.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla, March 8, 1901.

**Mr. Speaker:**

I have the honor of transmitting through you to the House of Representatives House Bill No. 257 which has passed the Council with conference amendments, which you will find attached.

Very respectfully yours,

**THOS. KEARSE,**

Chief Clerk Council.

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla, March 8, 1901.

**Mr. Speaker:**

I have the honor of transmitting through you to the House of Representatives Enrolled Copy of House Bill No. 257 signed by the President, which you will find attached.

Very respectfully yours,

**THOS. KEARSE,**

Chief Clerk Council.

The Speaker announced that he had signed House Bill No. 257.

Mr. Jones moved that the Speaker appoint a Committee of three members to visit the Governor in conjunction with a like Committee from the Council and inform him that if he had no further messages, that the Sixth Legislative Assembly was about to adjourn.

The motion prevailed and the Speaker appointed Messrs. Jones, Wood and Nisbett as the Special Committee.

The following messages were received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the President has appointed Councilors Clarke, Winkler and Brodboll to act with a like Committee from the House to notify the Governor that the Sixth Legislative Assembly is ready to adjourn if he has no further communications to send.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Jones, Chairman of the Special Committee appointed to wait upon the Governor and notify him that the Sixth Legislative Assembly was about to adjourn, reported that they had performed their duty and that the Executive had informed them that he had no further messages to communicate.

The following message was received from the Council:

Territory of Oklahoma, Council Chamber,  
Guthrie, Okla., March 8, 1901.

Mr. Speaker:

I have the honor of transmitting through you to the House of Representatives information that the Council has finished its work and is now ready to adjourn.

Very respectfully yours,

THOS. KEARSE,  
Chief Clerk Council.

Mr. Wood moved to adjourn without day, which motion prevailed and the Speaker declared the House of Representatives of the Sixth Legislative Assembly to be adjourned.

Approved March 8, 1901.

WALTER C. STEVENS,  
Speaker.

H. F. ARDERY,  
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